

STATE REPORTER

Box 749
Helena, Montana

KATHERINE ORCHARD

LEGISLATIVE REVIEW

1969

CHAPTER 1.....relates to the organization and procedures of
HB 2 the Forty-first Legislative Assembly; pre-
scribes duties and compensation of employees.

Introduced by Harrison, Effective upon passage and approval. Jan. 14.
Spilde

CHAPTER 2.....relates to the state mosquito control advisory
HB 16 committee, providing that the committee shall
have membership from the state entomologist,
Introduced by state department of health, and the depart-
Haines, ments of agricultural engineering, agronomy
Asbjornson and soils, of Montana State University; such
committee to furnish advice to county districts
in connection with their programs, on request.

Amends § 16-4209.
No effective date. * Jan. 24.

CHAPTER 3.....increases the minimum fee for public adminis-
HB 6 trators from \$5.00 to \$25.00

Introduced by Amends § 91-628.
Harrison No effective date. Jan. 24

CHAPTER 4.....provides that the audit charge made by the
SB 7 legislative auditor for auditing state agencies
financed by earmarked funds shall be "not more
than \$75 per audit staff person per day", re-
Introduced by Mackay and
others others \$75.00 per day".
revising the statute which read "not more than
\$75.00 per day".

Amends § 79-2313.
No effective date. Jan. 29.

CHAPTER 5.....increases the fee for mailing a complete set of
SB 12 legislative documents to \$75.00 from \$50.00 for
ordinary mail, \$100.00 from \$80.00 for airmail.

Introduced by McGowan and Amends § 43-902.
others Effective upon passage and approval. Jan. 29.

*R.C.M. 1947, § 43-507, July 1 of year of passage.

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- CHAPTER 6.....provides that loans and investments secured by
SB 42 obligations of the United States having a value
of 100% of the amount thereof shall not be con-
sidered as money borrowed in limitations on loans
made by state banks,
Introduced by Hafferman
and others
Amends § 5-523.
No effective date. Jan. 29.
- CHAPTER 7.....restricts the operation of state fish and game
HB 54 license agents to a single business location as
stated in the agents' certificates of appointment
and provides for revocation of license upon dis-
continuation of business at the stated location.
Introduced by White and
others
Amends § 26-223.
Effective upon passage and approval. Jan. 29.
- CHAPTER 8.....approves, legalizes and adopts the second re-
HB 95 placement of Part 2 of Volume 1 and Replacement
Volume 2 (in two parts) of the Revised Codes of
Montana, 1947, as prima facie the laws of Montana.
Introduced by Judiciary
Committee
Effective upon passage and approval. Jan. 29.
- CHAPTER 9.....changes the age of tax records that may be de-
HB 96 stroyed by the state board of equalization from
more than five years old to more than three years
old.
Introduced by Laas and
Kolstad
Amends § 84-724.
Effective upon passage and approval. Jan. 29.
- CHAPTER 10.....regulates the importation of salmonid fish and
HB 51 eggs into the state, requiring that they be
certified as free from certain diseases, setting
out contents of certificate.
Introduced by Warfield and
others
Effective upon passage and approval. Jan. 29.
- CHAPTER 11.....provides for reimbursement to the state general
SB 6 fund for costs of central services financed from
the general fund provided to agencies operating
Introduced by Mackay and
others
with non-general fund monies; provides for a
board of review to determine the amounts of such
reimbursements and procedure to be followed.
No effective date. Jan. 30.
- CHAPTER 12.....increases to \$2.00 from \$1.00 the fee charged by
HB 115 the general recorder of marks and brands for the
filing and listing of notices of security agree-
ments.
Introduced by Carl M. Smith
(by request)
Amends § 52-322.
No effective date. Jan. 30.

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CHAPTER 13.....increases to \$10.00 from \$8.00 the fee charged
HB 116 by the general recorder of marks and brands for
the recording of each new mark or brand, and to
Introduced by \$10.00 from \$4.00 the fee for transfer or re-
Carl M. Smith recording of each mark or brand.
(by request)

Amends § 46-609.

No effective date.

Jan. 30.

CHAPTER 14.....provides for submission to the electors of Montana
HB 43 an amendment to Section 2, Article IX, of the
Montana Constitution, changing the age at which
Introduced by persons are entitled to vote from 21 to 19 years.
Harrison and
others

Jan. 31.

CHAPTER 15.....provides that the state controller shall not
HB 76 approve a claim for printing unless a purchase
order has been prepared prior to ordering the
Introduced by printing or written approval has been given by
Pierce and the state purchasing agent to order the printing
others without preparation of a purchase order.

Amends § 82-1910.

No effective date.

Feb. 3.

CHAPTER 16.....relates to the powers and duties of the commis-
HB 20 sioner of insurance, providing that he may impose
a fine not to exceed \$5,000 upon violators of
Introduced by the Montana Insurance Code, except that the fine
Cranston and imposed upon agents or adjusters in cases of
Jordan violations shall not exceed \$500.00.

Amends § 40-2709.

No effective date.

Feb. 4.

CHAPTER 17.....enacts the "Multistate Tax Compact" to facilitate
SB 5 determination of state and local tax liability of
multistate taxpayers; includes equitable appor-
Introduced by tionment of tax bases and settlement of apportion-
Vainio and ment disputes; promotes uniformity in significant
others components of tax systems.

Effective when enacted into law by any

7 states, effective upon enactment if

7 states already have adopted compact. Feb. 6.

CHAPTER 18.....requires the secretary of state to prepare a
SB 36 certified roster of the members of the Senate
and House from which roster the roll call of
Introduced by members of each body will be called when organ-
Turnage and izing the Senate and house, to facilitate
others organization of both houses.

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Amends §§ 43-207, 43-208.
Repeals § 43-206.
No effective date.

Feb. 7.

CHAPTER 19.....requires the governor, rather than the state
SB 26 board of equalization, to determine the state
property tax rate necessary to raise revenue
Introduced by required by the legislative assembly for state
Groff and purposes.
others

Amends § 84-713.
No effective date.

Feb. 10.

CHAPTER 20.....declares the sapphire and the Montana agate to
SB 107 be the official Montana state gem stones.

Introduced by No effective date.
Turnage and
others

Feb. 10.

CHAPTER 21.....requires the secretary of state to prepare a
SB 230 statement setting forth the vote by which a
referendum measure passed each house of the
Introduced by legislature and that it was signed by the gov-
Anderson, ernor; further provides that such statement
Haughey shall precede the attorney general's statement
on printed ballots.

Amends § 37-104.1.
No effective date.

Feb. 10.

CHAPTER 22.....provides that all property within a mosquito
HB 114 control district be taxed for purposes of the
mosquito control fund. (The tax was previously
Introduced by levied on real property.)
M. Holtz and
others

Amends § 16-4210.
No effective date.

Feb. 10.

CHAPTER 23.....provides that administrative costs of the Mon-
SB 52 tana judges' retirement system be paid from the
judges' retirement account rather than from the
Introduced by general fund.
Bertsche and
others

Amends § 93-1110.
No effective date.

Feb. 13.

CHAPTER 24.....requires trustees appointed by will, deed or
SB 62 agreement to render an annual statement to the
beneficiaries thereof, provides for the filing
Introduced by by trustees in the district court of the county
Turnage and of their residence of an intermediate account
others and final account; provides for accounting upon

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request of any beneficiary and hearing thereon;
provides for continuing jurisdiction of court.

Amends § 91-4201.

No effective date.

Feb. 13.

CHAPTER 25.....sets a minimum of \$100 as compensation pay-
SB 63 able to guardians of incompetent veterans.

Introduced by Amends § 91-4812.

Turnage and No effective date.
others

Feb. 13.

CHAPTER 26.....deletes the requirement that applicants for a
SB 70 chauffeur's license must furnish a certificate
of good character and habits before a license
may be issued.

Introduced by
Rehberg

Amends § 31-128.

No effective date.

Feb. 13.

CHAPTER 27.....amends the guardianship law relating to the sales
SB 73 of mortgages of ward's property, providing that
where the sale price is \$5,000 or less payment

Introduced by must be cash; sales where the price exceeds
Groff, Dzivi \$5,000, deferred payments may be extended not
to exceed 20 years.

Amends § 91-5015.

Effective upon passage and approval. Feb. 13.

CHAPTER 28.....adds motorcycle endorsement to applications for
SB 135 instruction permit, operator's or chauffeur's
license; provides that when applicants for any
of the above licenses have been previously
Introduced by licensed by any other jurisdiction, the highway
Selstad patrol board shall request a copy of applicant's
driving record and such driving record shall
become a part of the driver's record in Montana.

Amends § 31-130.

No effective date.

Feb. 13.

CHAPTER 29.....allows boards of county commissioners to estab-
SB 224 lish curfew hours for minors within the confines
of unincorporated cities and towns of their res-
pective counties, provides penalty upon convic-
tion by a fine in any sum not exceeding \$10.00.

Introduced by
Turnage and
others

No effective date.

Feb. 13.

CHAPTER 30.....raises from \$1,000 to \$2,000 the maximum face
HB 19 amount of life insurance policies bearing the

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Introduced by words "Industrial Policy" which may be con-
Forester, sidered "Industrial Life Insurance".
Knudsen

Amends § 40-3802.

No effective date.

Feb. 13.

CHAPTER 31.....provides that credit life and credit dis-
HB 37 ability insurance sold in connection with a
loan or other credit transaction of more
than ten (increased from five) years not be
Introduced by subject to the credit life and credit dis-
Lundgren and ability provisions of the Montana Insurance
Hims1 Code.

Amends § 40-4203.

No effective date.

Feb. 13.

CHAPTER 32.....increases the fee for insurers' annual con-
HB 55 tinuation of certificate of authority to
\$300 from \$25.00.

Introduced by
Jordan and
others

Amends § 40-2726.

No effective date.

Feb. 13.

CHAPTER 33,....empowers the oil and gas conservation com-
HB 150 mission, upon application, to determine the
need for and to make orders providing for
the operation as a unit of one or more pools
Introduced by or parts thereof in a field, for pressure
Cranston and maintenance or secondary recovery purposes,
others provides what such order shall contain and
for amendment of orders and provides that no
order shall be effective except after approval
by 80% of the parties involved within six
months.

Effective upon passage and approval.

Feb. 13.

CHAPTER 34.....requires any person operating a livestock
HB 185 market which must have a certificate issued
by the Montana livestock commission under §
46-908 to issue a receipt to any person, firm,
Introduced by partnership, or corporation selling livestock
Staigmilller through a livestock market showing the number
and others and description of livestock he has consigned
for sale.

No effective date.

Feb. 13.

CHAPTER 35.....provides for the issuance of market consign-
HB 256 ment or transportation permits for the ship-
ment of livestock to a shipping point duly
Introduced by approved by the Montana livestock commission

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- Casey and others where a livestock inspector is available for inspection in an adjoining county (removing the reference to a "railroad" shipping point); authorizes the Montana livestock commission to make rules and regulations necessary to carry out the provisions of the Act.
- Amends § 46-802.
No effective date. Feb. 14.
- CHAPTER 36.....provides for reciprocity with other states in
HB 7 effecting collection of unpaid unemployment compensation contributions and authorizes the institution of legal action in Montana on behalf of other states.
- Introduced by Feisthamel and others
- Amends § 87-136.
No effective date. Feb. 19.
- CHAPTER 37.....deletes the requirement that the unemployment
HB 8 compensation commission find that "there were no twenty different days, each day being in a different week within the preceding calendar year within which such employment unit employed one or more individuals in an employment subject to this Act" in order that an employing unit cease to be an employer subject to the Act; adds securities salesmen to those excluded from the Act.
- Introduced by East (by request)
- Amends §§ 87-110, 87-148.
No effective date. Feb. 19.
- CHAPTER 38.....relating to penalties for false representation
HB 24 to obtain or increase unemployment compensation benefits, providing for a discretionary disqualification period of from ten to fifty-two weeks (rather than twelve months) from the date of finding of such misrepresentation by the board.
- Introduced by East (by request)
- Amends § 87-145.
No effective date. Feb. 19.
- CHAPTER 39.....allows trains to be made up of both passenger
HB 32 and freight cars by repealing section imposing a penalty for running railroad trains with freight cars coupled behind passenger cars.
- Introduced by Wayrynen and others
- Repeals § 94-35-176.
No effective date. Feb. 19.
- CHAPTER 40.....changes the designation of time when county
HB 104 assessors shall assess property from 12 midnight to 12 m.

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Introduced by Amends § 84-406.
Laas, Brown- Effective upon passage and approval. Feb. 19.
lee

CHAPTER 41.....deletes the requirement that political candi-
HB 144 dates and treasurers of their political com-
mittees must submit vouchers for all campaign

Introduced by expenditures over \$5.00 and substitutes the
Steele and requirement of verified accounts for all ex-
others penditures over \$5.00.

Amends § 94-1431.
No effective date. Feb. 19.

CHAPTER 42.....provides for the selection by the highway
HB 46 patrol drivers' examining board of a deputy
chief examiner, such deputy chief examiner
Introduced by to have the rank of lieutenant.
Dye (by re-
quest)

Amends § 31-117.
No effective date. Feb. 20.

CHAPTER 43.... the "1969 Bond Validating Act."
HB 145

Effective upon passage and approval. Feb. 20.

Introduced by
Harrison

CHAPTER 44.....provides for licensing nonresident insurance
HB 181 agents of other states which grant reciprocal
privileges to Montana agents; amends sections
Introduced by setting out qualifications of insurance agents
Harrison to insure that such sections apply to resident
agents only.

Amends §§ 40-3308 - 40-3311, 40-3313,
40-3321, 40-3328.
No effective date. Feb. 20.

CHAPTER 45.....adds to the notice requirements for the creation
HB 201 or change of boundaries of fire districts by
requiring that the board of county commissioners
Introduced by mail a copy of the notice by first class mail to
Zimmer and each freeholder in the district at the address
others shown in the assessment roll.

Amends § 11-2008.
Effective upon passage and approval. Feb. 20.

CHAPTER 46.....raises the value of fire-fighting equipment
HB 202 of a volunteer fire department in unincorpor-
ated towns to \$2,500 (from \$750) in order for
Introduced by the members of such company to receive credit

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Zimmer and others for annual service toward participation in the volunteer firemen's pension plan; adds class 10 to the rating classes by the board of fire underwriters for the purpose of fire insurance premium rates for eligibility.

Amends § 11-2023.
No effective date.

Feb. 20.

CHAPTER 47.....directs the state controller to provide a new
SB 13 governor-elect with office space, furnishings, supplies, equipment, telephone service, necessary staff, funds and other necessary assistance to provide for orderly transition of state government.

Introduced by
Bertsche and
others

No effective date.

Feb. 20.

CHAPTER 48.....revises qualifications and requirements for
SB 28 persons desiring to receive a certificate of registration to practice barbering; raises compensation of members of the board of barber examiners from \$15 to \$25 per day while attending board meetings; changes the date of annual report of board from December 31 to June 30; provides for practical examinations of applicants for apprentice cards at least four times each year; raises the fee to be paid by an apprentice for an apprentice examination from \$15 to \$25; increases the annual license fee of barbers and apprentices from \$4 to \$5; increases the renewal fee for those who fail to renew by July 1st from \$5 to \$10; provides that licenses for barber shops, schools or colleges shall expire on July 1st of each year; provides penalty for failure of renewal of such licenses.

Introduced by
McKeon

Amends §§ 66-403, 66-408, 66-409, 66-411.
No effective date.

Feb. 20.

CHAPTER 49.....directs that the label on prescription drugs
SB 41 shall contain the name and strength of the drug, unless the prescriber otherwise specifies.

Introduced by
Hazelbaker and
others

Amends § 66-1523.
No effective date.

Feb. 20.

CHAPTER 50.....adds recreation or tourist facilities and
SB 57 hospitals, long term care facilities or medical facilities to those projects authorized to be funded with the use of industrial development revenue bonds.

Introduced by
Dzivi, Lyon

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Amends § 11-4101.

Effective upon passage and approval. Feb. 20.

CHAPTER 51.....provides for summary proceedings in lieu
SB 66 of probate for estates of less than \$10,000
where there is a surviving spouse or minor
Introduced by children; provides that such summary pro-
Sheehy ceedings shall not apply to estates of deced-
ents filed or pending in any court prior to
the effective date of this Act.

No effective date.

Feb. 20.

CHAPTER 52.....reduces from \$100 to \$25 the penalty a
SB 74 special fuel dealer or special fuel user
must pay when refusing or failing to file
a return.

Introduced by
Selstad and
others

Amends § 84-1835.

Effective upon passage and approval. Feb. 20.

CHAPTER 53.,...creates the Montana Constitutional Revision
SB 111 Commission, a temporary state agency consist-
ing of 16 members, four from the house of
Introduced by representatives, four from the senate, four
Turnage and to be appointed by the governor and four to
others be appointed by the supreme court; provides
duties and powers of such commission.

Effective upon passage and approval. Feb. 20.

CHAPTER 54.....prohibits the removal of any animal or ani-
SB 150 mals from any county in this state to a
location outside the state unless such ani-
Introduced by mal shall have been inspected for brands and
Moore and a certificate for such inspection by the
others state stock inspector shall have been issued;
delegates the duty for securing such inspections
of livestock to the person in possession of such
stock.

Amends § 46-801.

No effective date,

Feb. 20.

CHAPTER 55.....allows the state highway patrol board to issue
SB 156 instruction permits and temporary licenses to
persons of at least 13 years of age; deletes
Introduced by the authorize for the holder of an instruction
Rehberg (by permit to operate a motorcycle.
request)

Amends § 31-129.

No effective date.

Feb. 20.

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CHAPTER 56..... repeals § 26-401, R.C.M. 1947, which was a
SB 227 statute for the protection of beaver and
regulated the taking thereof, thereby placing
Introduced by beaver management under the general fish and
Selstad and game statutes relating to fur-bearing animals.
others

Repeals § 26-401.

Effective Sept. 1, 1969,

Feb. 20.

CHAPTER 57..... provides that when the fire danger becomes so
SB 275 extreme that the governor upon the advice of
the state forester closes an area to trespass
Introduced by because of fire danger, that area shall auto-
Rugg and matically become closed to any hunting or fish-
others ing and shall remain closed so long as the fire
closure remains in effect.

No effective date.

Feb. 20.

CHAPTER 58..... appropriates moneys from the Montana judges'
SB 51 retirement account to the public employees'
retirement board for reimbursement of the
Introduced by general fund for costs of administering the
Bertsche and judges' retirement fund during the fiscal
others biennium ending June 30, 1969.

No effective date.

Feb. 20.

CHAPTER 59..... provides that a nonresident otherwise entitled
SB 79 to serve as administrator of a decedent's
estate may nominate a resident to serve as
Introduced by administrator.
Lynch and
others

Amends § 91-1405.

No effective date.

Feb. 21.

CHAPTER 60..... repeals § 84-1813 and reenacts its language
SB 108 as a new § 84-1832.1 for the purpose of re-
moving the statute establishing a tax on diesel
Introduced by fuel from the gasoline license tax laws and its
Hafferman proper placement in the laws pertaining to
special fuel taxes; amends § 84-1832 to change
the reference to § 84-1813 therein to § 84-1832.1.

Repeals § 84-1813.

Amends § 84-1832.

Enacts § 1832.1.

No effective date.

Feb. 21.

CHAPTER 61..... pertains to bond requirements of special fuel
SB 109 users and dealers; provides for waiver of bond
requirements where any special fuel user estab-
lishes to the satisfaction of the board that no
tax, interest or penalties are accrued; pro-

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Introduced by Hafferman provides for a minimum \$5,000 bond for any special fuel user awarded a contract in accordance with § 84-1832.1 (Ch. 60 above); provides for filing of monthly tax return by mail and for waiver of filing upon proper showing that no tax, interest or penalties are accrued.

Amends §§ 84-1833, 84-1835.
No effective date.

Feb. 21.

CHAPTER 62.....authorizes jurisdiction of courts to liquidate
SB 129 the assets and affairs of corporations which were dissolved under corporate laws effective prior to the effective date of Chapter 198, Laws of Montana 1967 ("Montana Nonprofit Corporation Act"), and authorizes the court in such proceedings to make an order and decree of final distribution and liquidation, discharging receivers and all surviving directors.

Amends § 15-2354, 15-2359.

Effective upon passage and approval.

Feb. 21.

CHAPTER 63.....authorizes United States immigration and natur-
SB 142 alization service officers to carry concealed weapons without a permit.

Introduced by Reber

Amends § 94-3527.

No effective date.

Feb. 21.

CHAPTER 64.....relates to the sale of estate real property in
SB 146 probate, providing for a five-year term of payment when the sales price is \$5,000 or less and when the sales price exceeds \$5,000, deferred payments may be extended not to exceed 20 years.

Introduced by Turnage and others

Amends § 91-3009.

No effective date.

Feb. 21.

CHAPTER 65.....an Act to submit to the electors of the State
SB 297 of Montana at the general election in November 1970 the question whether the legislative assembly at the 1971 session shall call a constitutional convention in accordance with Article XIX, § 8, of the Montana Constitution.

Introduced by McDonald and others

Feb. 21.

CHAPTER 66 an Act to submit to the electors of Montana an
SB 50 amendment to Article XIX, § 9, of the Montana Constitution to permit the legislative assembly to submit at the 1972, 1974 and 1976 general elections, in addition to the three amendments

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Introduced by otherwise authorized, amendments providing for
Haughey and the reorganization of the executive department
others of government.

Feb. 21.

CHAPTER 67.....increases to \$5,000 from \$2,500 the value of
SB 76 hospital and medical services allowable under
the Workmen's Compensation Act.

Introduced by
McKeon, Amends § 92-706.
Keenan No effective date.

Feb. 21.

CHAPTER 68.....relates to the order of priority of persons
SB 80 entitled to administer estates (or persons
nominated by them) of persons dying intestate,
Introduced by as well as persons dying testate without appoint-
Lynch and ing an executor who qualified; specifies that
others relatives of decedents are entitled to priority
only when they are entitled to succeed to the
estate or some portion thereof; places a bene-
ficiary under the will of the decedent in eighth
place.

Amends § 91-1401.
No effective date.

Feb. 21.

CHAPTER 69.....increases the minimum teacher's retirement
HB 12 allowance to \$1,500 (from \$1,200) for full
retirement; makes \$1,500 (instead of \$1,200)
Introduced by the basis on which proportionate retirement
Shively and allowance is calculated, and allows an increase
others of 2% for each year on retirement from July 1,
1937, to June 30, 1967.

Amends § 75-2707.
No effective date.

Feb. 24.

CHAPTER 70.....increases the employer's contribution for
HB 13 teacher's retirement fund to 4-1/2% (from
3.75%), the amount after July 1, 1979, to
Introduced by be 4% (from 3.50%).
Shively and
others

Amends § 75-2709.
No effective date.

Feb. 24.

CHAPTER 71.....provides for the creation of refuse disposal
HB 26 districts by boards of county commissioners.

Introduced by Effective upon passage and approval. Feb. 24.
M. E. Holtz
and others

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CHAPTER 72.....relates to the tagging of carcasses of game
HB 52 animals, such tags as the fish and game com-
mission prescribes to be furnished, and the
Introduced by date the animal was killed or taken to be
Baeth cut out of the tag and attached to the animal.

Amends § 26-202.2.

Effective upon passage and approval. Feb. 24.

CHAPTER 73.....validates judgments or decrees of courts prior
HB 146 to January 1, 1969, notwithstanding defects in
the court proceedings.

Introduced by
Loble

No effective date.

Feb. 24.

CHAPTER 74.....validates certain instruments affecting real
HB 147 property which were erroneously executed or
acknowledged prior to January 1, 1969.

Introduced by
McCulloch and
Falkenstern

No effective date.

Feb. 24.

CHAPTER 75.....validates deeds and conveyances in sales of
HB 148 land and personal property made by trustees,
executors, administrators and guardians prior
Introduced by to January 1, 1969, curing defects and irregu-
Baeth larities in such sales.

No effective date.

Feb. 24.

CHAPTER 76.....validates judicial sales of real property
HB 158 prior to January 1, 1969, curing defects or
irregularities in the issuance of execution,
Introduced by manner of making or conducting the sale, or
Nyquist (by in the recitals or references in sheriff's
request) deeds.

No effective date.

Feb. 24.

CHAPTER 77.....validates deeds and conveyances made prior
HB 161 to January 1, 1969, which are defective in
execution or acknowledgment.

Introduced by
Kolstad

No effective date.

Feb. 24.

CHAPTER 78.....validates and confirms sales or dispositions
HB 163 heretofore made or attempted to be made by
counties.

Introduced by
Speare

No effective date.

Feb. 24.

CHAPTER 79.....defines "Montana farm products" and "other
HB 205 farm products" and provides for the grading

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Introduced by and labeling of same.
E. Smith and
others Amends §§ 3-1401 - 3-1407, 3-1409, 3-1410.
No effective date. Feb. 24.

CHAPTER 80.....increases to \$20.00 (from \$5.00) the licensing
HB 207 of a pharmacy as a "Certified pharmacy."

Introduced by Amends § 66-1508.
Stratton No effective date. Feb. 24.

CHAPTER 81.....increases the fee for registration of pharm-
HB 208 acists by reciprocity to \$50.00 (from \$25.00).

Introduced by Amends § 66-1506.
Stratton No effective date. Feb. 24.

CHAPTER 82.....increases to \$15.00 (from \$5.00) per day -
HB 209 the salary of the members of the state board
of pharmacy.

Introduced by Amends § 66-1505.
Stratton No effective date. Feb. 24.

CHAPTER 83.....provides for the issuance by the state high-
HB 221 way commission of special permits for the
operation of vehicles of excess size and
weight registered in other jurisdictions
Introduced by and to dealers in implements of husbandry
Swan and and self-propelled machinery which may be
others transferred from unit to unit; specifies
when permits expire and increases to \$6.00
(from \$3.00) the cost of permits.

Amends § 32-1127.
No effective date. Feb. 24.

CHAPTER 84.....permits persons 65 or over to fish and hunt
HB 226 game birds with a pioneer license issued by
the state fish and game commission for a fee
of 15 cents; permits residents of all insti-
tutions except the state prison, under the
jurisdiction of the board of institutions to
fish without a license; permits any veteran
who is a patient at a hospital operated by
the veterans administration to fish with a
license issued by the head of the hospital,
the fee for such license to be 15 cents.

Introduced by Amends § 26-202.1.
Bill Williams No effective date. Feb. 24.
and others

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CHAPTER 85.....requires state fish and game wardens (state
HB 270 conservancy officers) to enforce the provisions of § 94-3308 (malicious injuries to freehold), § 94-3309 (injuring fences, building fires and hunting on premises of another when forbidden), and § 32-4410 (dumping garbage or other debris or refuse) on private lands where public recreation is permitted and gives them the power of peace officers in such enforcement; requires them to act as ex-officio fire wardens under § 81-1412 (providing for fire wardens in state forests).

No effective date.

Feb. 24.

CHAPTER 86.....requires payment of \$5.00 for replacement of
HB 333 motor vehicle Pioneer plates in the event of loss, mutilation or destruction.

Introduced by Jurcich (by request) Amends § 53-120.

No effective date.

Feb. 24.

CHAPTER 87.....allows residents of Montana to purchase rifles
HB 336 or shotguns in a state contiguous to Montana and residents of contiguous states to purchase rifles or shotguns in Montana, provided that such persons conform to the Federal Gun Control Act of 1968 and applicable state laws.

Effective upon passage and approval.

Feb. 24.

CHAPTER 88.....increases the membership of the advisory board
HB 366 of the Montana law enforcement academy by including a representative of the Montana highway patrol, the Montana fish and game commission, the Montana livestock commission, and the tribal police of one of the Indian reservations located in Montana.

Amends § 75-5205.

No effective date.

Feb. 24.

CHAPTER 89.....provides that four holidays plus Labor Day
HB 373 will be observed on Monday in accordance with Public Law 90-363, passed by the United States Congress. They are: Washington's Birthday--third Monday in February; Memorial Day--last Monday in May; Columbus Day--second Monday in October; Veterans' Day--fourth Monday in October.

Amends § 19-107.

Effective January 1, 1971.

Feb. 24.

Legislative Review 1969

- CHAPTER 90.....allows the state fish and game commission to
HB 418 set seasons for the taking of walleyed pike,
sauger, northern pike and nongame fish and
Introduced by the taking of them with spear or gig.
Knudsen and
others Amends §§ 26-301, 26-332.
No effective date. Feb. 24.
- CHAPTER 91.....provides that the state controller may (rather
HB 451 than "shall") pre-audit liquidated or settled
claims against the state and that he shall not
Introduced by make any charge against any appropriation un-
Bardanouve less the balance of the appropriation is avail-
and Nichols able and adequate.
(by request) Amends § 82-109.2.
No effective date. Feb. 24.
- CHAPTER 92.....includes unmarried full-time students under
HB 510 the age of 21 attending accredited schools
in the definition of "beneficiary" and de-
Introduced by pendent stepchildren in the definition of
Hims1 and "child" under the Workmen's Compensation Act.
others Amends §§ 92-413, 92-417.
No effective date. Feb. 24.
- CHAPTER 93.....establishes uniform requirements for preparing
HB 49 and filing biennial reports for all state exe-
cutive agencies.
Introduced by
Bardanouve Amends §§ 1-202, 3-106, 3-2914, 4-227, 5-902,
and others 12-404, 26-124, 27-306, 32-2409, 41-803, 41-
906, 44-403, 46-2306, 60-127, 62-504, 66-109,
66-408, 66-513, 66-904, 66-1009, 66-1311, 66-
1410, 66-1504, 66-2203, 66-2334, 69-4106, 70-
111, 71-209, 75-107, 77-120, 80-1405, 81-1411,
82-111, 82-302, 82-1002, 82-1519, 82-3606, 87-
120, 92-118, 94-9824, 82-1916.
Repeals §§ 40-2712, 41-1607, 41-1608, 46-106,
46-242, 66-2106, 72-138, 75-1309, 75-1310, 81-
206, 81-1702.4, 82-804.3, 82-2704, 82-3506,
82-3708.
No effective date. Feb. 24.
- CHAPTER 94.....revises the general fiscal duties of the state
SB 32 auditor; to generally update the accounting
duties of the state auditor in keeping with
Introduced by present Montana law.
Mathers and
others Amends §§ 79-101, 79-102, 79-108, 79-109.
Repeals § 79-107.
Effective upon passage and approval. Feb. 24.

Legislative Review 1969

CHAPTER 95.....provides for the establishment and operation
SB 33 of a central payroll system for all state
agencies.

Introduced by
Bertsche and No effective date. Feb. 24.
others

CHAPTER 96.....increases the amount paid by counties for
SB 35 burial of deceased service men and women
to \$250 (from \$150) and the amount for burial
of deceased female residents of the Montana
veterans' home to \$250 (from \$100).

Introduced by
McKeon and Amends § 71-120.
others No effective date. Feb. 24.

CHAPTER 97.....provides for the registration of subdivided
SB 38 lands situate outside of Montana for sale or
disposition within Montana, providing require-
ments for such registration, naming the Mon-
tana real estate commission to administer the
Act; provides exemptions. This is the "Foreign
Land Sales Practices Act."

No effective date. Feb. 24.

CHAPTER 98.....provides that upon redeposit, for the purpose
SB 56 of reinstatement of membership, of contribu-
tions withdrawn from the public employees'
retirement fund, the member pay the amount
withdrawn plus an amount equal to the interest
which would have been credited to his account
had the member not withdrawn his contributions
upon termination of membership.

Amends § 68-709.
No effective date. Feb. 24.

CHAPTER 99.....the "Weights and Measures Act of Montana,"
SB 61 provides for a system of weights and measures,
regulates the sale of commodities by weight
and measure; provides for enforcement.

Introduced by
Mackay, Repeals §§ 90-101 - 90-119, 90-120 - 90-129,
McDonald 90-131, 90-133 - 90-143, 90-145 - 90-152, 90-
601 - 90-620, 3-202, 3-2432, 3-2433, 11-958,
50-603, 50-408, 50-409.

No effective date. Feb. 24.

CHAPTER 100.....provides for the creation of conservancy dis-
SB 67 tricts for the conservation and development of
water and land resources of Montana; provides

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Introduced by for their establishment and operation.
McGowan and
others Effective upon passage and approval. Feb. 24.

CHAPTER 101....consolidates the offices and functions of the
SB 71 budget director and state controller by providing that the state controller shall be ex-officio the budget director.

Introduced by
Groff, Mackay
Amends §§ 79-1012, 82-3306.
No effective date. Feb. 24.

CHAPTER 102....provides a procedure for voluntary admission
SB 75 to the state hospital at Warm Springs which does not require approval of a district judge; provides for a 60-day compulsory period of detention unless earlier released on convalescent status or discharged and provides that proceedings for judicial commitment need not be commenced unless there is a request in writing for release after the 60-day compulsory detention.

Repeals §§ 38-406, 38-410.
No effective date. Feb. 24.

CHAPTER 103....reduces the percentage of qualified electors
SB 85 required to authorize a school district bond issue from 40% to 30% providing that at least 60% of the 30% voting vote for the proposition.

Introduced by
Cotton and
others
Amends § 75-3914.
Effective upon passage and approval. Feb. 24.

CHAPTER 104....allows in-hospital medical staff committees
SB 96 access to records, information and other data relating to the condition and treatment of patients for research purposes; provides that all such data shall be confidential and shall not be admissible as evidence in any judicial proceeding except records dealing with a patient's hospital care and treatment.

Effective upon passage and approval. Feb. 24.

CHAPTER 105....provides that all authorized carriers within
SB 99 the state may lease power equipment for the purpose of performing transportation movements subject to the jurisdiction of the board of railroad commissioners and providing regulations for such leasing.

Introduced by
Sheehy
Adds § 8-103.1.
No effective date. Feb. 24.

Legislative Review 1969

CHAPTER 106....allows authorized common carriers to enter
SB 101 into interchange agreements for equipment
with other common carriers; provides for
Introduced by joint applications to the board of railroad
Sheehy commissioners and regulations concerning such
agreements; prohibits interchange agreements
between Class C contract carriers.

Adds § 8-103.2.
No effective date.

Feb. 24.

CHAPTER 107....allows authorized carriers within the state
SB 102 to lease operating certificates or any in-
tegral segment thereof; requires approval
Introduced by of the board of railroad commissioners and
Sheehy provides regulations for such contracts or
leases.

Adds 8-103.3.
No effective date.

Feb. 24.

CHAPTER 108....creates a state archives in the Montana
SB 123 historical society; provides for appointment
of a state archivist.

Introduced by
James and No effective date.
others

Feb. 24.

CHAPTER 109....allows boards of county commissioners to
SB 157 combine elections for county water and sewer
districts; provides regulations for such com-
bined elections.
Introduced by
Rehberg

Adds § 16-4535.
Effective upon passage and approval.

Feb. 24.

CHAPER 110.... changes the method of drawing jurors by elim-
SB 160 inating the word "capsules" and substituting
the word "numbers"; eliminates jury boxes
numbered 2 and 3 and provides procedure for
Introduced by drawing numbers; adds a subsection to provide
Turnage (by that no person shall be asked to serve on more
request) than one term during any year unless all the
numbers in jury box No. 1 have been drawn and
no other qualified jurors are available; allows
the judge discretion to order the prospective
jurors notified by telephone by the clerk of
court or by summons by the sheriff.

Amends §§ 93-1404, 93-1503.
Repeals §§ 93-1504 - 93-1506, 93-1510, 93-1511.
No effective date.

Feb. 24.

Legislative Review 1969

- CHAPTER 111....relates to limited partnerships to provide
SB 181 that certificates of such partnerships shall
be filed with the county clerk and recorder
Introduced by of the county, if any, in which the principal
Haughey, place of business is located, and in the of-
Turnage fice of the secretary of state; eliminates
limited partnerships from the fictitious
name statutes.
- Amends §§ 63-601, 63-603, 63-702, 63-906.
No effective date. Feb. 24.
- CHAPTER 112....prohibits littering on privately owned prop-
SB 210 erty where hunting, fishing or other recre-
ation is permitted, excepts the owner or his
Introduced by agent or those disposing of debris or refuse
Mitchell and with the owner's consent; increases the maxi-
others mum fine for littering from \$25 to \$100;
authorizes game wardens to enforce provisions
of littering law on public recreational prop-
erty and private property where public recre-
ation is permitted.
- Amends § 32-4410.
No effective date. Feb. 24.
- CHAPTER 113....provides for the management of state-owned
SB 211 lands under the multiple-use concept, defined
as the management of all resources so that
Introduced by they are utilized in that combination best
Mitchell and meeting the need of the people.
others
- Amends § 81-103.
No effective date. Feb. 24.
- CHAPTER 114....allows boards of county commissioners to
SB 216 purchase or lease motor vehicles from county
funds for the use of the county sheriff or
Introduced by his agents and to pay for operation and main-
Turnage, tenance of those vehicles from county funds;
Dzivi provides that mileage paid to sheriffs whose
vehicles are provided by the county shall be
paid to the county treasurer.
- No effective date. Feb. 24.
- CHAPTER 115....allows the registrar of motor vehicles to
SB 259 microfilm conditional sales contracts and
chattel mortgages and records pertaining
Introduced by thereto and the original destroyed when the
Keenan same have ceased to be liens on the motor
vehicles described therein.
- Amends § 53-101.
No effective date. Feb. 24.

Legislative Review 1969

CHAPTER 116....increases from 30 days to 60 days the period
SB 273 any person applying for a renewal of registration of motor vehicles may use a temporary windshield sticker issued by the county treasurer upon registration or reregistration of a motor vehicle transfer.

Introduced by
Groff

Amends § 53-108.
No effective date.

Feb. 24.

CHAPTER 117....provides for the issuance of a one-day fishing license to a nonresident who is a holder of a valid wildlife conservation license, upon payment of \$1.00.

Introduced by
Murphy and
Lundgren

Effective May 1, 1969.

Feb. 26.

CHAPTER 118....creates a state board of public accountancy and prescribes its powers and duties; provides for the licensing and regulating of the practice of public accounting.

Introduced by
Turnage and
others

Repeals §§ 66-1801 - 66-1807, 66-1809 - 66-1812.
No effective date.

Feb. 26.

CHAPTER 119....allows a surviving spouse to collect from financial institutions any money held to the credit of the decedent, not to exceed the total sum of \$1,000, without procuring letters testamentary or of administration, upon furnishing such institution an affidavit showing the right of affiant to receive such money, and where the value of the estate does not exceed \$5,000.

Introduced by
Sheehy

No effective date.

Feb. 26.

CHAPTER 120....requires that rules adopted by the state fire marshal be reasonable and calculated to effect the purposes of the Act; provides that any person violating any rule made under the provisions of this section shall be guilty of a misdemeanor.

Introduced by
Turnage by
request

Amends § 82-1202.1.
No effective date.

Feb. 26.

CHAPTER 121....relates to the letting of bids for county purchases, includes the purchase of motor vehicles, road machinery and other machinery in those purchases requiring that bids be let and increases the value of the purchase to \$2,500 (from \$1,000) over which bids must be let and

Introduced by
McKeon

Legislative Review 1969

allows payment over a period of five (increased from three) years.

Amends § 11-1202.
No effective date.

Feb. 26.

CHAPTER 122....allows governing bodies of airports to set up
SB 309 an annual reserve fund in their annual budget to establish a reserve fund to resurface, overlay, or improve existing runways, taxiways and ramps; requires that the necessity for such improvements be based upon competent engineering estimates and that the funds be expended at least within each ten-year period and that the fund not exceed a competent engineering estimate of the costs; provides for the investment of the fund and states "The above provisions, notwithstanding other budget control measures, and due to the uniqueness of the subject matter, and are hereby declared necessary in the interests of the public health and safety."

Introduced by
Bollinger,
Goodheart

Amends § 1-804.
No effective date.

Feb. 26.

CHAPTER 123....the "Dredge Mining Regulation and Land Preservation Act"; designates the state board of health as administrative agency of the Act, provides for making application to the board for a permit in order to conduct dredge mining operations; provides for fees, standards, water treatment, hearings and penalties.

Introduced by
Reber and
others

No effective date.

Feb. 26.

CHAPTER 124....provides that interest and income earned from investment of the social security contribution account in excess of that needed for the purposes set forth in the section may be credited to the earmarked revenue funds of the state agency for purposes of administering the state agency.

Introduced by
James,
Goodheart

Amends § 59-1105.
Effective upon passage and approval.

Feb. 26.

CHAPTER 125....authorizes the shareholders of a corporation (by a vote of the holders of the number of shares required to change the articles of incorporation) upon a meeting duly called, to amend the articles of incorporation to give the board of directors general authority to sell, lease, exchange or otherwise dispose of

Introduced by
Turnage

the property and assets of the corporation,
other than in the regular course of business.

Amends § 15-2272.

No effective date.

Feb. 26.

CHAPTER 126....permits a municipal corporation having a
SB 55 population of more than 5,000 and less than
7,500, by resolution adopted by the city
Introduced by council, to be either a second class city or
Thiessen and a third class city.
others

Amends § 11-201.

No effective date.

Feb. 26.

CHAPTER 127....requires the removal of license plates from
SB 97 motor vehicles upon transfer of ownership and
authorizes the transfer of such plates from
Introduced by the original motor vehicle to another motor
Graham and vehicle acquired during current registration
others year upon proper application and payment of
fees and taxes; requires new application and
registration for all motor vehicles transferred
within ten days; requires that owner's certi-
ficate of registration be carried in all ve-
hicles.

Amends §§ 32-3203, 53-106, 53-106.6, 53-107,
53-108, 53-115, 53-119.

No effective date.

Feb. 26.

CHAPTER 128....authorizes the incorporation of development
SB 252 credit corporations for the purpose of pro-
moting, developing and advancing the prosperity
Introduced by and economic welfare of the state; specifies
Reber and powers and duties of such corporations.
others

No effective date.

Feb. 26.

CHAPTER 129....provides for the creation of interlocal co-
SB 293 operation commissions to consider and pro-
pose means of improving essential local govern-
Introduced by mental services in Montana; states the public
Bertsche and policy of the state to provide for the resi-
others dents the means of improving their local
governments so that essential services can be
provided more effectively and economically;
sets out the provisions for organizing the
commissions.

Effective upon passage and approval.

Feb. 26.

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- CHAPTER 130....provides for the control and regulation of
SB 20 roadside menageries or zoos by the state fish
and game commission.
Introduced by Flynn and No effective date. Feb. 27.
others
- CHAPTER 131....prescribes the method of legal description and
HB 15 plan to be used by the state highway commission
for new, reconstructed or controlled access
highways.
Introduced by Harrison and
Dye Amends § 32-2413. Feb. 27.
Effective upon passage and approval.
- CHAPTER 132....changes the name of the Unemployment Compensa-
HB 25 tion Commission to the "Employment Security
Commission" and names the two co-ordinate divi-
sions as the "state employment service division"
and the "unemployment insurance division."
Introduced by East (by
request) Amends §§ 87-117, 87-118. Feb. 27.
No effective date.
- CHAPTER 133....removes the requirement that an out of state
HB 45 resident must be licensed as a chauffeur in
this state in order to be employed as a chauffeur
by a resident of this state.
Introduced by Dye (by
request) Amends § 31-126. Feb. 27.
No effective date.
- CHAPTER 134....provides for the protection, conservation and
HB 53 management of the grizzly bear as a rare species
of Montana wildlife and gives the fish and game
commission authority to promulgate such regula-
tions as may be necessary for its protection;
Introduced by Staigmiller provides that, upon the kill^{ing} of a grizzly bear,
such parts of it as the commission shall demand
for scientific purposes must be delivered to an
officer or employee of the commission as soon
as possible after removal, the commission to
return to the licensee any bone structure and
skull within one year upon written request, the
hide to be returned immediately.
Amends § 26-307.
Effective upon passage and approval. Feb. 27.
- CHAPTER 135....authorizes the state fish and game commission to
HB 57 designate lands under its control as state parks,
state historical sites, state monuments, or by
such other designation as it deems appropriate,

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Introduced by or to de-designate any area, and to name or
Nugent and change the name of any area as designated
others and allows leasing of such lands.

Amends § 62-304.

Effective upon passage and approval. Feb. 27.

CHAPTER 136....provides that the boundaries of the jurisdic-
HB 59 tional area of city-county planning boards can
be extended further than 4-1/2 miles upon petition
Introduced by signed by 5% of the resident freeholders living
Fagg and therein, notice and hearing; limits the exten-
others sion of such boundaries to 12 miles beyond the
city limits.

Amends § 11-3830.

No effective date. Feb. 27.

CHAPTER 137....refers to the authority of the highway patrol
HB 64 board to suspend the license or driving privilege
of an operator or chauffeur without preliminary
Introduced by hearing, deletes the discretionary suspension
Ulmer (by authorized for an offense for which mandatory
request) revocation is required upon conviction; clari-
fies the definition of unlawful or fraudulent
use of driver's license by referring to § 31-153
which sets out the unlawful use of licenses.

Amends § 31-147.

No effective date. Feb. 27.

CHAPTER 138....provides for the assessment of a penalty of 2/3
HB 87 of 1% per calendar month for failure to file mines
net proceeds tax statement of yield; authorizes
Introduced by extension of time for filing statement and pro-
Wolf and vides the penalty shall constitute a lien upon
others the interest of the operator in the mine or mining
claim, provides for the collection of same.

Amends §§ 84-5402, 84-5405.

No effective date. Feb. 27.

CHAPTER 139....provides that a graduate of a Montana high school
HB 142 whose parents have resided in the state for at least
one full year of the two years immediately preceding
Introduced by his graduation from high school shall be entitled
Kvallen, to classification as a resident student for tui-
Rygg tion and fee purposes for a period not to exceed
four academic years provided he remains in con-
tinuous attendance at a unit of the university
system for such period of time.

Amends § 75-506.3, 75-506.4, 75-506.7.

No effective date. Feb. 27.

Introduced by
Goan, Healy

Repeals §§ 84-5601 - 84-5605, 84-5607 - 84-5623.
No effective date. Feb. 27.

Introduced by
Egan and
others

Introduced by
Bardanoue
and others

Amends §§ 84-1508.2, 84-1517.
Effective upon passage and approval. Feb. 27.

Introduced by
Watt

Amends § 84-1503.
No effective date. Feb. 27.

Introduced by
Lee and
others

Amends § 92-707.
No effective date. Feb. 27.

Legislative Review 1969

CHAPTER 145....makes permanent the state law enforcement
HB 340 communications system; provides for a state
law enforcement typewriter communications
Introduced by committee; prescribes duties of the state
Spahr and attorney general in administering the Act.
Glennen

No effective date.

Feb. 27.

CHAPTER 146....increases the maximum interest rates of long-
HB 402 range building program bonds from 5% to 5-1/2%;
increases the maximum amount of such bonds
Introduced by which may be issued from \$13,500,000 to
Cranston and \$18,000,000 over and above the amount of
others such bonds previously authorized.

Amends §§ 79-2202, 79-2205.

Effective upon passage and approval. Feb. 27.

CHAPTER 147....authorizes the state board of equalization
HB 408 to issue a waiver of inheritance tax in the
event of the death of any person leaving real
Introduced by property or personal property in joint tenancy
Murphy with a surviving spouse if the value of the
property of the decedent is less than the in-
heritance exemption allowed by law to the
surviving spouse.

No effective date.

Feb. 27.

CHAPTER 148....clarifies the purposes for which the state
HB 428 controller may authorize state agencies to
establish and maintain contingent revolving
Introduced by accounts by setting out such payments as:
Gerke minor invoices, invoices for which discount
period is too short to take advantage of dis-
count if payment is made by warrant, freight
and express charges, travel advances, postage,
publications requiring remittance to accom-
pany the order, and cash change funds.

Amends § 79-602.

No effective date.

Feb. 27.

CHAPTER 149..., raises from 40% to 50% the percentage of
HB 430 property owners required to effectively pro-
test the creation of special improvement dis-
tricts in cities and towns.
Introduced by
Scott and
others

Amends § 11-2206.

Effective upon passage and approval.

Feb. 27.

CHAPTER 150....decreases from one year to six months the
HB 434 time within which a woman may file her renun-

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Introduced by ciation and elect to take against the will of
Speare her deceased husband.

Amends § 22-108.
No effective date.

Feb. 27.

CHAPTER 151....reduces the permit fee of applicants for per-
HB 458 mits to engage in weather modification and
 control activities from 1-1/2% to 1% of the
Introduced by estimated cost of such operation.
Aspevig and
others

Amends § 89-324.
No effective date.

Feb. 27.

CHAPTER 152....relates to the Montana Business Corporation
HB 461 Act, defines "registered agent" as the person
 appointed as an agent of the corporation upon
Introduced by whom process, notice or demand may be served;
Scott (by provides that no tax clearance certificate is
request) needed before the filing of a decree of disso-
 lution in an action brought by the attorney
 general; provides that certain documents may
 be certified rather than authenticated; adjusts
 fee schedules in the Montana Nonprofit Corpora-
 tion Act.

Amends §§ 15-2202, 15-2285, 15-22-104, 15-22-109,
15-22-110, 15-22-121, 15-2383.
Effective upon passage and approval.

Feb. 27.

CHAPTER 153....provides for a more equitable apportionment
HB 476 of the liquor license tax by directing the
 Montana liquor board to make such regulations
Introduced by as are necessary to apportion that proportion
Marks and of license tax generated by purchases of liquor
others by a retail liquor licensee for use in his
 business to the county where the licensed estab-
 lishment is located.

Amends § 4-240.
No effective date.

Feb. 27.

CHAPTER 154....increases juror's compensation in courts not
HB 506 of record and at coroner's inquests from \$3.00
 to \$5.00 per day.

Introduced by
Polich and Amends § 25-403.
others No effective date.

Feb. 27.

CHAPTER 155....changes the word "supervisor" to "chief" when
HB 34 referring to the chief of the Montana highway
 patrol; makes driving under the influence of
 any drug to a degree which renders a driver

Legislative Review 1969

Introduced by incapable of safely driving a motor vehicle,
Feisthamel an offense for revocation of driver's license.
(by request)

Amends §§ 31-123, 31-146.
No effective date.

Feb. 28.

CHAPTER 156....relates to conducting of examinations for in-
HB 39 surance agents; provides that the insurance
commissioner shall make such examinations

Introduced by available at his offices in Helena at times
Fagg and within his discretion, but at least once a
others month, rather than on each business day.

Amends § 40-3314.

Effective upon passage and approval. Feb. 28,

CHAPTER 157....makes it unlawful to give false statements to
HB 75 the state fish and game director, or to any
state fish and game warden or any authorized

Introduced by agent thereof when applying for a license;
Feisthamel such false statement renders the application
and license issued pursuant to it null and void;
provides that persons giving such false state-
ments are guilty of a misdemeanor.

Amends § 26-204.

Effective upon passage and approval. Feb. 28.

CHAPTER 158....provides that a child released from one of the
HB 80 state juvenile facilities shall sign an after-
care agreement containing the terms and condi-

Introduced by tions under which he is released; provides
Pat Williams that the department of institutions shall have
and others control over such released child until he
attains the age of 21 years; provides for
apprehension and detention of such child upon
violation of the terms of the aftercare agreement.

Effective upon passage and approval. Feb. 28.

CHAPTER 159....provides penalty for failure, neglect or re-
HB 88 fusals to file statements of yield within re-
quired time by persons engaged in mining upon

Introduced by any mine containing natural gas, petroleum or
Wolf and other crude or mineral oil; allows state board
others of equalization upon showing of reasonable cause
to grant extensions of time; provides that such
penalty may be a lien upon the mine.

Amends §§ 84-6202; 84-6213.
No effective date.

Feb. 28.

Legislative Review 1969

CHAPTER 160....relates to the Uniform Business Records as
HB 106 Evidence Act; amends to authorize the repro-
duction of records held in a custodial or
Introduced by fiduciary capacity subject to the same pro-
Stratton and visions and restrictions as are applicable
others to reproduction of other business and public
records.

Amends § 93-801-5.
No effective date.

Feb. 28.

CHAPTER 161....allows property owners in cities and towns
HB 127 adjacent on either side within the same block
of an area for which a zoning regulation change
Introduced by is proposed to protest against the zoning
Nugent and change.
others

Amends § 11-2705.
No effective date.

Feb. 28.

CHAPTER 162....deletes the requirement of a signed purchase
HB 139 order on purchase of liquor at state retail
liquor stores; provides that no delivery shall
Introduced by take place until the purchaser has paid the
Wayrynen purchase price.

Amends § 4-116.
No effective date.

Feb. 28.

CHAPTER 163....relates to sales of property acquired by
HB 154 counties by tax deed; increases the deferred
payment interest rate from 4% to 8% per annum
Introduced by on such sales.
Gerke and
others

Amends § 84-4191.

Effective upon passage and approval.

Feb. 28.

CHAPTER 164....repeals section which required lessees of
HB 156 state oil and gas leases and assigns to fur-
nish performance bonds.

Introduced by
Cranston (by Repeals § 81-1709.
request) No effective date.

Feb. 28.

CHAPTER 165....designates the state board of health as
HB 188 the agency which shall administer and con-
trol all funds to be appropriated by the state
Introduced by for the purpose of providing matching funds
Spahr and to local governments for the construction of
others water pollution control facilities; author-
izes the board to promulgate rules and regu-
lations and establish standards for the use
of such matching funds.

No effective date,

Feb. 28.

Legislative Review 1969

CHAPTER 166....increases the per diem for members of the
HB 224 state fish and game commission from \$15
to \$20; increases the maximum annual amount
the chairman may receive from \$1,500 to
Introduced by \$2,000; increases the maximum annual amount
Patrick and of other commission members from \$1,000 to
Schoonover \$1,500.

Amends § 26-105.
No effective date.

Feb. 28.

CHAPTER 167....provides that an applicant desiring to obtain
HB 241 a license as a teacher of cosmetology must:
be 21 years of age or older; be a graduate of
high school or equivalent; have a state oper-
ator's license to practice cosmetology; have
Introduced by been actively engaged as a beauty operator
Stratton and for 3 continuous years immediately prior to
others taking the examination; renew such license an-
nually; provides conditions for retaking exami-
nation after failure in two attempts; provides
that no teacher or student teacher shall be per-
mitted to practice cosmetology on the public
in a school; provides that schools shall not
have more than one student teacher for each
full-time licensed teacher and student teach-
ers may not substitute for full-time teachers;
allows the state board of cosmetology to estab-
lish suitable curriculum for teachers' training
in registered schools.

Amends § 66-803.
No effective date.

Feb. 28.

CHAPTER 168....deletes the requirement that qualified electors
HB 356 be registered when voting in elections for
additional levies for school purposes.

Introduced by
Warfield and Amends § 75-3801.

Christiansen Effective upon passage and approval. Feb. 28.

CHAPTER 169....reduces the period of time that a vehicle may
HB 370 be left parked upon the right of way of any
public highway from 5 days to 48 hours; pro-
vides for taking vehicles into custody after
Introduced by such period of time.
Rygg and
Lyndgren

Amends §§ 53-901, 53-902.
No effective date.

Feb. 28.

CHAPTER 170....increases from \$75.00 to \$200.00 the minimum
HB 385 assessment to be paid to the industrial acci-
dent board by employers at the time of filing

Legislative Review 1969

Introduced by proof of solvency under plan No. 1 of the
Jordan and Workmen's Compensation Act.
Cashmore

Amends § 92-902.

No effective date.

Feb. 28.

CHAPTER 171....relates to fee charged by the clerk of
HB 416 district court in naturalization proceed-
ings, deletes the fee of \$2.50 and substi-
tutes "all fees authorized by law", be-
cause fees for such proceedings are fixed
Introduced by Loble by Congress to the exclusion of state legis-
lation.

Amends § 25-210.

Effective upon passage and approval. Feb. 28.

CHAPTER 172....requires persons purchasing any hunting, -
HB 480 fishing or trapping license to first purchase
a wildlife conservation license; provides
Introduced by that resident wildlife conservation licenses
Bill Williams shall be 25 cents and nonresident \$1.00; pro-
and others vides for regulations concerning such licenses,
and that such fees to be credited to the state
fish and game commission in the earmarked
revenue fund.

Effective May 1, 1969.

Feb. 28.

CHAPTER 173....increases from 48 to 96 the number of Indians
HB 495 who may be selected for attendance at the units
of the University System without payment of fees.

Introduced by
Christiansen Amends § 75-506.1.
and others No effective date.

Feb. 28.

CHAPTER 174....authorizes jurisdiction of courts to liquidate
SB 128 assets and affairs of corporations which were
dissolved under corporate laws effective prior
Introduced by to the effective date of Chapter 300, Laws of
Gilfeather 1967 ("Montana Business Corporation Act"), and
and others authorizes the court in such proceedings to
make an order and decree of final distribution
and liquidation, discharging receivers and all
surviving directors.

Amends §§ 15-2290, 15-2295.

Effective upon passage and approval. Feb. 28.

CHAPTER 175....requires state agencies to prepare financial
SB 143 statements and reconciliations within 31
days after the close of each fiscal year,
to be distributed to the state controller

Legislative Review 1969

Introduced by and the legislative auditor and any other
Graham and state agency the controller may prescribe.
others

Amends § 59-701.

No effective date.

Feb. 28.

CHAPTER 176....increases to \$50.00 from \$20.00 the fee for
SB 187 license for dealers buying eggs for resale
at wholesale, enlarges the definition of eggs
Introduced by unfit for human food, amends regulations for
McDonald, imported eggs and duties of commissioner of
Selstad agriculture in enforcing the provisions of
the Act.

Amends §§ 3-2301, 3-2306, 3-2307, 2-2310.

No effective date.

Feb. 28.

CHAPTER 177....increases salaries of members of boards of
SB 199 county commissioners, county of first class
to \$8,000 from \$6,500, second class to \$7,500
Introduced by from \$6,300, third class to \$7,300 from \$6,100,
McDonald and fourth class to \$7,100 from \$6,000; increases
others to \$30.00 from \$25.00 payment per day to mem-
bers of boards of county commissioners of all
other counties, the total amount per year not
to exceed \$4,000.

Amends § 16-912.

No effective date.

Feb. 28.

CHAPTER 178....relates to county budgets and the provisions
SB 208 prohibiting appropriations in county budgets
from exceeding by more than 5% the amount ap-
Introduced by propriated in the budget approved for the
Reber and preceding year, providing that appropriations
others for salaries may not exceed 10% of the amount
appropriated in the previous budget.

Amends § 16-1904.

No effective date.

Feb. 28.

CHAPTER 179....relating to school buses, provides that reim-
SB 311 bursement to school districts for transporta-
tion costs shall not be withheld by the super-
Introduced by intendent of public instruction if buses have
Bollinger and been inspected as provided by law; provides
others that the Montana highway patrol shall inspect
school buses at least 30 days before the be-
ginning of the school term and reinspect, if
necessary, before the school term and that such
inspection shall determine if the school buses
meet the minimum standards as adopted by the
board of education.

Legislative Review 1969

Amends § 75-3413.
Adds § 32-21-155.1.
No effective date.

Feb. 28.

CHAPTER 180....provides that a dealer who applies for regis-
HB 122 tration or re-registration of a motor vehicle
is considered a purchaser for tax assessment
purposes.

Introduced by
Dye and
others

Amends § 84-406.
Effective upon passage and approval. Feb. 28.

CHAPTER 181....establishes a state motor vehicle pool, the
HB 118 vehicles to be stored, maintained and serviced
by the state highway commission, costs of same
to be paid to the highway commission by the
state agencies involved.

Introduced by
Marks and
others

Effective July 1, 1969. Feb. 28.

CHAPTER 182....declares that automobile insurance policies
HB 260 issued to residents of this state which pro-
vide that reimbursement for total loss of a
motor vehicle shall be based on a "book" value
rather than on the actual replacement value
are void as to such provision and reimbursement
shall be made for actual replacement value.

Introduced by
Rygg and
others

No effective date. Feb. 28.

CHAPTER 183....provides for furnishing transportation for
SB 201 crippled children to school facilities outside
the state and provides for payment by school
districts to out-of-state agencies in the case
of attendance at special education classes out
of state.

Introduced by
Anderson and
Lyon

Amends §§ 75-1406, 75-5003.
No effective date. Feb. 28.

CHAPTER 184....establishes the state department of health as
HB 215 the sole and official state agency to admin-
ister the state program for comprehensive
health planning, authorizes it to prepare
such plan, and designates it as the official
agency to receive available funds for the
preparation and administration of the com-
prehensive state health law.

Introduced
by Hims1 and
Wayrynen

Enacts § 69-4110.1.
No effective date. March 3.

Legislative Review 1969

CHAPTER 185....provides that a weed control and weed seed
HB 265 extermination district shall be formed in
every county of the state and shall include
Introduced by all the land within the boundaries of the
Swan and county and provides for the appointment of
others a county weed board by the county commissioners.

Enacts § 16-1709.1.

Amends § 16-1713.

Repeals §§ 16-1709 - 16-1712, 16-1723.

No effective date.

March 3.

CHAPTER 186....provides that the state fish and game com-
HB 79 mission shall contract for construction of
projects costing less than \$5,000 but more
than \$1,000 by procuring suitable plans and
Introduced by specifications, giving notice, receiving
Giesick (by bids and accepting performance bonds; allows
request) it to contract for projects estimated to cost
\$1,000 or less without providing for plans
or specifications, notice, competitive bidding
or performance bonds.

Amends § 26-119.

Effective upon passage and approval.

March 3.

CHAPTER 187....deletes vehicles hauling ready-concrete from
HB 295 § 32-3304 pertaining to additional fees for
the licensing of certain vehicles and creates
Introduced by a new section requiring that a fee equal to
Feisthamel 55% of the fees provided in Schedule I and II
and others shall be paid annually on truck-tractors,
trailers and semitrailers used exclusively
in hauling ready-mix cement.

Amends § 32-3304.

Adds § 32-3304.1.

No effective date.

March 3.

CHAPTER 188....allows motor vehicles which have loaded at
HB 395 a location in the state where no scale exists
to be moved to the first open state scale and
there adjust or reduce the load without pen-
Introduced by alty; provides that operator of such vehicles
Pierce and must exhibit shipping papers or other written
others evidence of the location at which the vehicle
was loaded.

Amends § 32-1122.

No effective date.

March 3.

CHAPTER 189....provides that minors may give legal consent
SB 95 to hospitals, public clinics or physicians

Legislative Review 1969

Introduced by James and others for diagnosis and treatment for pregnancy or venereal disease; makes such consent binding on the minor and not subject to later disaffirmance by reason of minority; makes information concerning such minors confidential.

No effective date.

March 3.

CHAPTER 190....exempts those engaged in the transportation of newspapers, newspaper supplements, periodicals or magazines, and tow trucks and

Introduced by Sheehy wreckers designed and exclusively used for towing abandoned, wrecked or disabled vehicles or while such tow trucks and wreckers are rendering assistance to abandoned, wrecked or disabled vehicles, and ambulances, from the definition of "motor carriers" regulated by the board of railroad commissioners.

Amends § 8-101.

No effective date.

March 3.

CHAPTER 191....prohibits insurers from permitting unfair discrimination with regard to race, color, creed or national origin in property, casualty and surety insurances.

Introduced by Lynch, Reardon

Amends § 40-3512.

No effective date.

March 3.

CHAPTER 192....increases the salary of court reporters to \$9,200 per year from \$8,800.

Introduced by Turnage, Mahoney

Amends § 93-1906.

No effective date.

March 3.

CHAPTER 193....includes in the preference for state employment law those honorably discharged veterans who have served for more than 180 days after

Introduced by Goodheart and others Jan. 31, 1955, or who were released because of service connected disability, including but not limited to, those serving because of the Vietnam Conflict; changes the dates of World War II for purposes of veterans' preference; changes examination preference basis from percentage to points.

Amends § 77-501.

No effective date.

March 3.

Legislative Review 1969

CHAPTER 194....allows contractors under contracts with the
SB 169 state to withdraw the whole or any portion
of sums due under such contracts provided
Introduced by the contractor deposit with the treasurer
Moritz, Reber certain governmental obligations in substi-
tution for that portion of the payments other-
wise due to such contractors which are retained
by the state; provides duties of the state
treasurer in connection with such obligations.

No effective date.

March 3.

CHAPTER 195....requires that prior to each fire season all
SB 175 persons creating or responsible for mill
waste within forest areas to treat, dispose
Introduced by of, or remove the hazards so that such accumu-
Northey and lation of sawmilling waste does not constitute
others a fire hazard; provides for disposal other
than burning.

Amends § 28-119.

No effective date.

March 3.

CHAPTER 196....increases the compensation of the members of
SB 220 the oil and gas commission from \$15.00 to
\$20.00 per day for each day actually engaged
Introduced by on commission duties.
Haughey,

Sheehy

Amends § 60-125.

No effective date.

March 3.

CHAPTER 197....relates to bids for state contracts; raises
SB 221 from 2% to 3% the percentage that a Montana
resident bidder may be over a non-resident
bidder to be awarded a contract; provides
Introduced by that resident bidders whose materials are
Reardon and Montana products shall be allowed 3% higher
others than those of resident bidders whose materials
are not Montana products; provides that such
terms shall apply to contracts involving Fed-
eral funds unless expressly prohibited by U.S.
laws; provides that bidders, foreign or dom-
estic, whose offered materials are Montana
products supplied by Montana labor shall be
deemed residents.

Amends §§ 82-1924, 82-1925, 82-1926.

No effective date.

March 3.

CHAPTER 198....raises the salaries of justices of the peace
SB 283 in townships of 10,000 to 15,000 from \$3,400
to \$4,200 per annum; townships of 15,000 to
18,000 from \$3,600 to \$4,500 per annum; town-

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Introduced by ships over 18,000 from \$4,600 to \$5,500
Lynch and per annum.
others

Amends § 25-306.

No effective date.

March 3.

CHAPTER 199....provides for the reclamation of strip coal
SB 164 mined lands, requires that a permit to engage
in surface coal mining be obtained from the
Introduced by Montana bureau of mines and geology, furnish-
Thiessen and ing of bond, specifies reclamation procedures
others and requirements, and provides penalties.

No effective date.

March 4.

CHAPTER 200....relates to unemployment compensation and
HB 10 eliminates the \$15.00 maximum wage earnable
before benefits are lost and extend the one
Introduced by day's work or eight hour limitation to 12
East and hours by redefining the terms as: "wages"
others shall include only that part of remuneration
for work which is in excess of "twice the
weekly benefit amount, and the term 'service'
shall include only that work in excess of
twelve hours in any one week."

Amends § 87-149.

No effective date.

March 4.

CHAPTER 201....makes it unlawful to use self-propelled
HB 70 vehicles to intentionally concentrate, drive,
rally, stir up or harass game animals, game
Introduced by birds, and fur-bearing animals.

Ulmer and
others

Amends § 26-301.

Effective upon passage and approval.

March 4.

CHAPTER 202....relates to the alternative standard deduction
HB 99 allowed in computing net income for taxation
purposes and provides that the standard de-
duction shall be in lieu of all deductions
Introduced by allowed under § 84-4906 (allowing deductions
Spahr referred to in §§ 161 and 211 of the Internal
Revenue Code of 1954) except the deduction
allowed for federal income taxes under para-
graph (b) of § 84-4906; provides the determina-
tion of whether an individual is married shall
be as of the last day of the taxable year and
if one spouse dies during the taxable year, the
determination shall be made as of the date of
death.

Amends § 84-4908.

Legislative Review 1969

Effective as to taxable years ending
on and after Dec. 31, 1968. March 4.

CHAPTER 203....relates to the payments to fire department
HB 167 relief associations by the state auditor out
of license fees collected from insurance com-
Introduced by panies and provides that in the event a city
Nugent and of the second class is not entitled to receive
others a sum equal to 25/100 mills of its total assessed
valuation under the existing method of computa-
tion, then the fire department relief associ-
ation shall receive its money in the same manner
provided for cities of the third class,

Amends § 11-1919.
No effective date. March 4.

CHAPTER 204....establishes the Montana board of hearing aid
HB 234 dispensers for the licensing of dealers and
persons engaged in the sale and fitting of
Introduced by hearing aids, provides for the regulation of
Pierce and selling and fitting hearing aids to the public,
Haines provides penalties.

Effective upon passage and approval. March 4.

CHAPTER 205....repeals § 5-1124 which provided that upon con-
HB 250 solidation of certain banks, offices could be
maintained and operated in the locations of
Introduced by the consolidating banks and provides that this
Casey and Act shall not affect any transaction pending or
others consummated on or prior to the effective date
of this Act.

Repeals § 5-1124.
No effective date. March 4.

CHAPTER 206....relates to hours of labor of railway employees,
HB 258 reducing the maximum consecutive hours of
labor to 12 from 16.

Introduced by Fed and
others Amends § 41-1123.
No effective date. March 4.

CHAPTER 207....permits the use of electronic recording and
HB 263 storage media for the maintenance of vehicle
registration records and indexes and driver's
Introduced by license records and indexes by the registrar
Brand and of motor vehicles.
others

Amends § 53-101.
No effective date. March 4.

Legislative Review 1969

CHAPTER 208....provides that hearings on rates, fares,
HB 279 charges, classifications and rules of air
carriers may be vacated when no written
Introduced by protects or requests are received within
Newby and five days after notice and adds to the no-
others tice requirements that notice be given by
personal service by mailing to all inter-
ested parties.

Amends § 1-324.
No effective date.

March 4.

CHAPTER 209....relates to metropolitan sanitary and/or
HB 291 sewer districts; clarifies language of
section relating to authority granted boards
Introduced by of county commissioners in regard to such
Nugent and systems; provides for public hearings before
Asbjornson setting of rentals and charges to maintain
such systems; increases maximum charge or
rental per unit user from \$5.00 to \$7.00
per year.

Amends § 16-4416.
No effective date.

March 4.

CHAPTER 210....enlarges the urban renewal law to provide
HB 297 that municipalities may elect to carry out
urban renewal activities on a yearly basis
Introduced by designated as "neighborhood development pro-
Loble and grams"; provides regulations for such programs.
others

Amends §§ 11-3906, 11-3907, 11-3901.
No effective date.

March 4.

CHAPTER 211....extends for two years the applicability of
HB 307 § 32-4714 relating to zoning of certain lands
adjacent to interstate and primary system
Introduced by highways as provided for in the Federal
Spahr and Highway Beautification Act of 1965.
Whitney

Amends § 32-4714.
No effective date.

March 4.

CHAPTER 212....authorizes the state highway commission to
HB 310 provide relocation assistance for persons
affected by real property acquisitions for
Introduced by highway purposes; adopt rules and regula-
Newby (by tions to implement the payment of moving
require) expenses, and deletes from § 93-9913 refer-
ence to maximum amounts for such relocations.

Amends § 93-9913.
No effective date.

March 4.

Legislative Review 1969

CHAPTER 213....increases from \$1,000 to \$4,000 the maximum
HB 312 valuation of motor vehicles, trailers or
trailer-houses registered in the name of a
decedent the title to which vehicles may be
Introduced by Pat Williams transferred by the surviving spouse or other
(by request) heirs in those cases where probate of the
decedent's estate is not necessary.

Amends § 53-109.
No effective date.

March 4.

CHAPTER 214....provides financial assistance to enable
HB 318 school boards of county high schools or
school districts maintaining a secondary
school including grades 10 to 12, to offer
Introduced by Christiansen a course in driver education; creates an
and others automobile driver education account in the
earmarked revenue fund; provides that \$4.00
of each \$20.00 driving offense fine or 20%
of a fine, whichever is greater, shall be
deposited in such fund; provides that 5%
of moneys received from the collection of
state motor vehicle driver's license fees
shall be paid to such account.

Amends §§ 31-114, 32-1131, 94-801-2.
Repeals 75-5301 - 75-5309.
Effective upon passage and approval.

March 4.

CHAPTER 215....allows the state highway commission to
HB 323 designate controlled access highways with-
out Federal requirement.

Introduced by Dye
Amends § 32-4303.
No effective date.

March 4.

CHAPTER 216....enlarges city and county boards of health
HB 403 from three to five members providing that
terms of appointed members shall be staggered
and for three years each; provides that city-
county health boards shall consist of at least
Introduced by Cranston and five members whose terms shall be staggered and
others shall be for three years; allows such boards of
health to adopt necessary regulations and fees
for the control and disposal of sewage from
private and public buildings not connected to
any municipal system, fees to be deposited with
county treasurers.

Amends §§ 69-4504 - 69-4506, 69-4509.
No effective date.

March 4.

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- CHAPTER 217....allows cities and towns the option of
HB 423 whether or not members of the fire department need be qualified voters of the city or town.
Introduced by Feisthamel
and others Amends § 11-1905.
Effective upon passage and approval. March 4.
- CHAPTER 218....redefines the final salary of judges
SB 155 under the judges' retirement system as the annual salary for the office retired from "as of the date of retirement" rather than the "annual current salary of the office retired from."
Introduced by Bertsche and others
Amends § 93-1107.
No effective date. March 5.
- CHAPTER 219....addes the "failure to comply with the provisions of § 82-1926 requiring preference of products manufactured or produced in this state by Montana industry and labor" to those acts for which a complaint may be filed against a public contractor.
Introduced by Dzivi
Amends § 84-3510.
No effective date. March 5.
- CHAPTER 220....relates to group hospitalization, medical, health, accident and/or group life insurance contracts or plans for the benefit of public employees and their dependents; provides that all agencies of the state shall upon approval of 2/3 of the officers and employees of each public department or agency enter into such contracts and the respective administrative and governing bodies pay as part of salary \$7.50 per month for each officer and employee; deletes expiration date.
HB 427
Introduced by Spahr
Repeals § 2, Ch. 200, Laws of 1967.
Amends § 11-1024.
No effective date. March 5.
- CHAPTER 221....provides for the establishment at the state prison by the board of institutions, within the budgetary limits provided by law, of an "intensive rehabilitation center", providing it shall be the place of custody for those male prisoners who in consideration of their age, type of crime for which committed, physical condition, behavior, attitude and prospects of reformation, are most likely to benefit from such place of custody.
HB 431
Introduced by Scott and others
No effective date. March 5.

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CHAPTER 222....provides that the public administrator may
HB 447 summarily settle estates valued at less than
\$1,500 (increased from \$500).

Introduced by
Melcher

Amends § 91-623.
No effective date.

March 5.

CHAPTER 223....includes the state highway commission as one
HB 473 of the state agencies required to submit in-
formation requested by the director of the
budget on or before the first day of September
Introduced by of each year preceding the convening of the
Ulmer legislative assembly.

Amends § 79-1013.
No effective date.

March 5.

CHAPTER 224....authorizes the state board for vocational
HB 511 education to lease buildings and/or lands
financed in whole or in part by the state
Introduced by to school districts to be used for post-
Cranston, secondary vocational-technical education,
Harlow providing that the consideration necessary
to support such a lease may be nominal.

No effective date.

March 5.

CHAPTER 225....relates to providing educational opportunities
HB 524 in units of the University system for children
of members of the armed forces of the United
States who were killed or died as a result of
Introduced by injuries, disease or disability while serving
Knudsen and on active duty, includes the Vietnam conflict.
others

Amends § 77-909.
No effective date.

March 5.

CHAPTER 226....provides that levies imposed by cities and
HB 31 towns to pay bonded indebtedness and judg-
ments shall be in addition to the all-purpose
mill levy as provided for in § 84-4701.6; pro-
Introduced by vides that such all-purpose mill levy shall
Mather and not exceed 60 mills on the dollar.
others

Amends §§ 84-4701.1, 84-4701.2.
No effective date.

March 5.

CHAPTER 227....changes the requirement that a child or adult
HB 56 under the age of 21 convicted of a felony or
attempt to commit a felony and sentenced to
the state prison shall at all times until the
Introduced by age of 21 be kept separate and apart from in-
Feda and mates over 21 to the requirement that such
Mehrens

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inmates under 21 shall have separate sleeping quarters and be kept separate and apart at other times in those areas where staff and facilities will permit.

Amends § 10-611.

Effective upon passage and approval. March 5.

CHAPTER 228....relates to double jeopardy as a defense in a
HB 68 criminal prosecution, provides when such defense shall or shall not be a bar to a second prosecution and defines when conduct arising out of the same transaction may or may not establish the commission of more than one offense.

Introduced by
Harrison and
Mather

Repeals §§ 94-4807, 94-6806 - 94-6808, 94-7234.
No effective date. March 5.

CHAPTER 229....provides that a community college district
HB 120 shall provide instruction in academic, occupational and adult education, subject to approval of the state board of education.

Introduced by
Himsl and
others

Amends § 75-4423.
No effective date.

March 5.

CHAPTER 230....increases the limitation on amount of taxes
HB 132 to be assessed for general municipal purposes in cities and towns to two and four-tenths per cent (from two per cent) on the per centum of the assessed value of the taxable property of the city or town and increases to seven mills (from six) on the dollar on the per centum of the assessed value of the taxable property of the city or town the levy for parks, swimming pools, skating rinks, playgrounds, civic centers, youth centers, museums and combinations thereof.

Introduced by
Asbjornson
and others

Amends § 84-4701.
No effective date.

March 5.

CHAPTER 231....allows cities and towns to adopt fire pre-
HB 143 vention codes in whole or in part by reference.

Introduced by Amends § 11-1102.
McCulloch and No effective date.
Christiansen

March 5.

CHAPTER 232....reduces the working hours of state prison
HB 210 employees to 40 hours or five days a week (from 48 hours or six days a week), except

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- Introduced by Brand and others in cases of riots, escapes or other emergencies endangering health, life or property.
Amends § 80-1903.
No effective date. March 5.
- CHAPTER 233...permits the industrial accident board to prescribe the procedure for the payment of premiums under plan No. 3 of the Workmen's Compensation Act; permits the industrial accident board to prescribe the procedure for employers to be bound by plan No. 3, the effective time of such election and the manner in which such election is terminated for reasons other than default in payment of premiums; amends § 92-1108 to recognize repeal of §§ 92-1106 and 92-1107.
HB 213
Introduced by Jordan and others
Amends §§ 92-1101, 92-1103, 92-1108.
Repeals §§ 92-1106, 92-1107.
No effective date. March 5.
- CHAPTER 234....permits the industrial accident board to rent or lease quarters for the conduct of its administrative duties.
HB 227
Introduced by Patrick, Zimmer
Amends § 92-111.
No effective date. March 5.
- CHAPTER 235....provides that the board of trustees of a community college shall have the power and authority to borrow monies from the United States or any of its agencies.
HB 240
Introduced by Hims1 and others
Amends § 75-4426.
No effective date. March 5.
- CHAPTER 236....amends Initiative Measure No. 54, adopted by the voters of Montana at the election held Nov. 7, 1950, to extend to June 30, 1969, the time within which submission of applications for payment of the World War I honorarium must be made.
HB 249
Introduced by Haines
Amends § 1, Ch. 112, Laws of 1967.
No effective date. March 5.
- CHAPTER 237....adopts the Uniform Reciprocal Enforcement of Support Act as revised by the national conference of commissioners on uniform state laws in 1968; provides additional remedies for enforcement of duties of support, for criminal enforcement by extradition, for civil enforcement where parties reside in different states or in different counties of Montana, for registration and enforcement of foreign support
HB 304
Introduced by Harrison and Lob1e

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orders and support orders issued in different counties of Montana, for resolution of paternity and visitation rights if contested, and for appeals.

Repeals §§ 93-2601-1 - 93-2601-40.

No effective date.

March 5.

CHAPTER 238....provides for the issue and sale by the state
HB 320 board of examiners of bonds in a sum not to exceeding \$1,500,000 for the purpose of acquiring a necessary site for and erecting a warehouse and administration building for the Montana liquor control board; provides that said bonds shall be payable solely from net proceeds from the operation of state liquor stores; pledges and appropriates a portion of such net proceeds to a special sinking fund account.

Introduced by
Mather and
others

Effective upon passage and approval. March 5.

CHAPTER 239....provides a schedule of maximum interest rates
HB 357 which may be charged by banks on installment loans; allows a minimum charge of \$20.00.

Introduced by
Worden and
others

Amends § 5-527.
No effective date.

March 5.

CHAPTER 240....relates to assessment and collection of per
HB 358 diem charges for residents of state institutions subject to per diem charges; providing for investigation by the department of institutions and cooperation by other agencies, state and private; empowers the department to administer oaths and issue subpoenas; provides the state a claim against estates of residents or responsible persons for per diem charges; provides the claim of the state shall not have priority against necessary amounts needed to support surviving children; provides for collection of claims by the attorney general and for appeals.

Introduced by
Rygg and
others

Amends § 80-1603.
No effective date.

March 5.

CHAPTER 241....increases the fees allowed sheriffs for the
HB 387 board of prisoners from \$1.75 per day for each prisoner to \$2.25 per day in the first category and increasing each successive category 50 cents.

Introduced by
Loble

Amends § 25-227.
No effective date.

March 5.

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CHAPTER 242....authorizes school boards to make and provide
HB 406 in their budgets an appropriation for payments
to a reserve fund for public employees' re-
Introduced by tirement which fund shall not exceed 35% of
Shively and the total amount budgeted annually for the
Watt retirement fund, to be used for payment of
retirement expenses incurred at the beginning
of each school year when funds for this purpose
are not available as budgeted.

No effective date.

March 5.

CHAPTER 243....requires that only affiliated corporations
HB 140 whose operations constitute a single unitary
business operation may file a consolidated
Introduced by corporation income tax return and that to re-
Goan (by quest use of a consolidated return, at least
request) 80% of all classes of stock of each corporation
must be owned directly or indirectly by one or
more members of the affiliated group.

Amends § 84-1509.

No effective date.

March 6.

CHAPTER 244....provides that whenever the department of pub-
HB 196 lic welfare shall determine that any otherwise
eligible recipient of old age assistance, aid
Introduced by to the needy blind or aid to the permanently
Zimmer and and totally disabled, has, by reason of any
others physical or mental condition, such inability
to manage funds that making payments to him
would be contrary to his welfare, the depart-
ment may make the payments on his behalf to
another person found by the department to be
interested or concerned with the welfare of
such needy individual, bond to be furnished
by the person to whom payment is made in an
amount equal to six times the amount of the
monthly payment involved.

Amends § 71-230.

No effective date.

March 6.

CHAPTER 245....provides that no employer shall discharge or
HB 218 lay off an employee because of attachment or
garnishment served on the employer against the
Introduced by wages of the employee.

Nyquist and
others

Amends § 41-304.

No effective date.

March 6.

CHAPTER 246....empowers the board of equalization to require
HB 219 immediate payment of a tax or deficiency due

Legislative Review 1969

Introduced by under any corporation license tax statute
Fasbender and of Montana if the board finds that the
others collection or deficiency will be jeopardized
in whole or in part by delay.

No effective date.

March 6.

CHAPTER 247...requires that slow-moving machinery or
HB 246 equipment, animal-drawn vehicles, or any
other machinery designed for use at speeds
Introduced by less than 25 miles per hour, including all
Romney and road construction or maintenance machinery,
others except when engaged in actual work either
guarded by a flagman or clearly visible warn-
ing signs, traveling on any state highway,
farm, rural or county roads and city streets,
have displayed on the rear thereof a reflector-
ized emblem, provides specifications for such
emblem; provides that such slow-moving machin-
ery permit overtaking vehicles to pass.

Amends § 32-21-130.

No effective date.

March 6.

CHAPTER 248...provides that public utilities violating any
HB 305 safety regulation of the public service com-
mission shall be subject to a fine of not less
Introduced by than \$100 nor more than \$1,000 and that each
Melcher day in which a violation of a safety regula-
tion persists shall be deemed a separate offense;
raises the maximum fine for failure of public
utilities to make reports or permit examina-
tions of records from \$500 to \$1,000.

Amends § 70-110.

Effective upon passage and approval. March 6.

CHAPTER 249...extends provisions for the recovery of assis-
HB 374 tance relating to medical aid for the aged to
provide for the recovery of all medical
Introduced by assistance paid under §§ 71-1511 through 71-
Steele and 1524 and extends such provisions likewise to
Whitney all medical aid to the aged assistance paid
by the state during the period of July 1, 1965,
through June 30, 1967.

Amends § 71-1524.

No effective date.

March 6.

CHAPTER 250...provides for the development of a system of
HB 481 post-secondary vocational-technical education,
adaptable to changing needs, controlled to pre-
vent unnecessary duplication; funded to insure

Legislative Review 1969

Introduced by Harlow and others growth and quality programming; places such system under the state board of vocational education and provides that designation of such educational centers shall be by the state board upon legislative direction.

Repeals §§ 75-4301 - 75-4308.
Effective upon funding by the legislature.

March 6.

CHAPTER 251....repeals the yearly 8% limitation on costs
HB 489 of administration, dissemination of public information, and engineering on federal-aid highway systems; repeals annual limitation of \$126,500 for dissemination of public information.

Introduced by Feisthamel and Dye

Repeals § 32-2602.
Effective upon passage and approval.

March 6.

CHAPTER 252....requires that notice by county commissioners
HB 501 of the resolution of intention to create a special improvement district shall be mailed to every person, firm or corporation owning real property within the proposed district listed in his name upon the last completed assessment roll for state, county and school district taxes.

Introduced by Fagg and others

Amends § 16-1602.
Effective upon passage and approval.

March 6.

CHAPTER 253....raises the fee charged the Federal Government
HB 386 for maintenance of Federal prisoners in county jails from \$1.00 to \$5.00 per day; raises the fee counties shall pay for such prisoners from 75 cents to \$2.50 per day.

Introduced by Loble

Amends § 16-2808.
No effective date.

March 6.

CHAPTER 254....includes convention facilities, public parking
HB 422 facilities and public recreation facilities within the definition of the term "undertaking" under the Municipal Revenue Bond Act of 1939.

Introduced by Patrick and others

Amends § 11-2402.
No effective date.

March 6.

CHAPTER 255....doubles the fees for inspection of boilers;
HB 471 increases maximum pressure of miniature boilers from 65 to 100 pounds; adds two classifi-

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Introduced by Gilligan and Stratton	cations to be subject to inspection fees-- steam traction \$5.00; operating certificate \$4.00; doubles fees to be paid by applicants for engineer's licenses.	
	Amends § 69-1512.	
	No effective date.	March 6.
CHAPTER 256... HB 498	provides that a person who willfully removes or falsifies an identification number of a motor vehicle or engine for a motor vehicle	
Introduced by Kosena (by request)	is guilty of a misdemeanor.	
	No effective date.	March 6.
CHAPTER 257... HB 509	provides that signers for creation of public hospital districts must be qualified electors; sets out regulations regarding petitions; details and enlarges powers and duties of hospital districts; provides for financing.	
Introduced by Murphy and others		
	Amends §§ 16-4301 - 16-4313.	
	No effective date.	March 6.
CHAPTER 258... SB 43	relates to security requirements for the deposit of public funds by county, city and town treasurers; allows for certain securities other than bonds.	
Introduced by Lehrkind and others		
	Amends § 16-2618, subsection (2).	
	No effective date.	March 7.
CHAPTER 259... SB 44	relates to security requirements for the deposit of public funds by the state depository board and the state treasurer; allows for certain securities other than bonds.	
Introduced by Lehrkind and others		
	Amends § 79-301, subsection (2).	
	No effective date.	March 7.
CHAPTER 260... SB 47	raises from \$125 to \$140 the maximum monthly payment to persons having silicosis who have been determined by the industrial accident board to be entitled to such payments.	
Introduced by Shugrue and others		
	Amends §§ 71-1003, 71-1004, 71-1008.	
	No effective date.	March 7.
CHAPTER 261... SB 115	relates to the Real Estate License Act, re-defines the words "broker" and "salesman"; establishes additional standards for licensing brokers and salesmen; changes bonding requirements; provides for a penalty for	
Introduced by Vainio and others		

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acting as a broker or salesman when license is suspended or revoked; revises hearing procedures.

Amends §§ 66-1924, 66-1925, 66-1929, 66-1933, 66-1937, 66-1940, 66-1941.

Repeals §§ 66-1938, 66-1942.

No effective date.

March 7.

CHAPTER 262....relates to the Montana Juvenile Code; adds
SB 158 driving infractions to the definition of a

Introduced by Turnage and Mahoney of minors charged with violating any laws of the state, or city ordinance, with the juvenile court; allows county attorneys under the direction of the juvenile judge to file an information against a child of 16 or over who has committed murder, rape, arson, manslaughter, robbery or burglary; deletes reference to separate facilities for juveniles confined in the state prison; gives district court discretionary power to appoint committees to assist him in juvenile matters.

Amends §§ 10-602, 10-603, 10-607, 10-610, 10-613, 10-622, 10-623, 10-625, 10-626, 10-628, 10-630, 80-2204.

Repeals §§ 10-604, 10-605, 10-609, 10-618, 10-619, 10-620, 10-632, 75-3001, 75-3002.

No effective date.

March 7.

CHAPTER 263....requires an election to be held to determine
SB. 165 whether a free public library will be established in a city, town or county; provides for

Introduced by Sheehy and others petitions and calling of such elections.

Amends § 44-219.

No effective date.

March 7.

CHAPTER 264....allows the board of regents of the university
SB 172 system to do all things necessary to plan for, and to propose financing including all neces-

Introduced by Lehrkind and others sary loan applications for all revenue-producing and other facilities at units of the university system, including collection of charges, admissions and fees for the use of such facilities; provides that the state controller shall concur in proposed construction projects where proposed cost is less than \$10,000 but more than \$3,000.

Amends §§ 75-216, 82-3317.

No effective date.

March 7.

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CHAPTER 265....relates to preference of Montana labor in
SB 189 public works; redefines standard prevailing
rate of wages to include fringe benefits for
Introduced by health and welfare and pension contributions
Reardon and and travel allowance provisions; provides that
others all public works contracts shall be approved
by the legal advisor of the contracting state
agency; provides that the Montana commissioner
of labor shall keep copies of collective bar-
gaining agreements, and other information from
which rates and jurisdictional areas applicable
to public works contracts may be ascertained.

Amends § 41-701.
No effective date.

March 7.

CHAPTER 266..., requires railroad companies to maintain and
SB 202 staff facilities for freight and passengers
in at least one location, preferably the
Introduced by county seat, in each county through which
Sheehy and the railroad passes and in cities and towns
others of at least 1,000 which have facilities on
the effective date of this Act; prohibits
discontinuance of such facilities presently
established in towns of less than 1,000 with-
out a hearing before the board of railroad
commissioners.

Amends § 72-627.
No effective date.

March 7.

CHAPTER 267....defines printing, as used in the Constitution
SB 231 and laws of the state, as the act of reproduc-
ing a design on a surface by any process.

Introduced by
Mahoney and No effective date.
others

March 7.

CHAPTER 268....requires interest on investments and accrued
SB 279 interest on the sale of bonds by a city, town
or county shall be credited to the sinking
Introduced by fund of such city, town or county; provides
McKeon that interest, except interest on the sale
of bonds accrued in the period between the
date of issue and the time of purchase which
must be credited to the sinking fund, earned
from investment of money from the sale of bonds
by a common school district or high school for
the purpose of construction, or from investment
of money from sale of bonds or taxation for a
building reserve fund, may be credited to
either the sinking fund or to the fund from
which the money was withdrawn and may be used

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for furnishing or equipping school buildings.

Amends §§ 16-2050, 11-1310, 75-3806.
No effective date.

March 7.

CHAPTER 269... relates to the interdepartmental advisory
SB 291 council (council on natural resources and
development), adding the chairman of the out-
door recreation advisory committee, a member
Introduced by of the water well contractors' examining
McGowan and board, the secretary of the water pollution
others council and a member of the sanitarians' reg-
istration council to the membership; requires
that a meeting be held every 60 days and that
notice of the meetings be given to the gover-
nor and representatives of the press; requires
each member to make a written summary report
of the programs of his agency with regard to
water problems at each meeting, meetings to be
open to interested members of the legislature
and that summary minutes be prepared and sent
to the governor and each member.

Amends §§ 82-3001 - 82-3003.
No effective date.

March 7.

CHAPTER 270... relates to the Workmen's Compensation Act;
SB 296 includes with employers and employees elect-
ing to come under such Act the servants and
employees of such employer and employee, as
Introduced by among themselves; provides that an injured
Reber and employee in addition to the right to receive
Hazelbaker workmen's compensation, shall have a right
to prosecute any cause of action he may have
for damages against servants or employees of
his employer causing such injury.

Amends § 92-204.
No effective date.

March 7.

CHAPTER 271... changes the age at which a public employee
SB 317 may voluntarily retire from 60 years to 55
years; full retirement from 65 years to 60
years; increases the employer contribution
Introduced by to the public employees' retirement fund from
Reber and 3.5% to 4%; provides changes in the method of
others computing retirement allowance of members of
the legislative assembly and the lieutenant
governor.

Amends §§ 68-102, 68-501, 68-801, 68-901,
68-1307.
No effective date.

March 7.

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- CHAPTER 272....repeals requirement that executors or admin-
HB 432 istrators must render accounts within 30
days after expiration of time mentioned in
Introduced by notice to creditors.
Loble (by
request) Repeals § 91-3507.
No effective date. March 7.
- CHAPTER 273....raises per diem allowance of state per-
HB 441 sonnel travelling on state business other
than certain elected officials from \$12.00
Introduced by to \$13.50 for travel within the state, from
Swan and \$20.00 to \$22.50 for travel outside the state;
Stratton allows the governor actual and necessary ex-
penses not to exceed \$60.00 per day; allows
all other elected officials actual expenses
not to exceed \$40.00 per day.

Amends § 59-538.
Effective upon passage and approval. March 7.
- CHAPTER 274....increases the mileage of members of the legis-
SB 1 lature from 8 cents to 9 cents per mile; pro-
vides for pre-session caucuses for purposes of
Introduced by preliminary organization and provides mileage
Groff and for same; provides duties of house appropri-
others ations and senate finance and claims commit-
tees, to be appointed at pre-session caucuses,
and allows per diem and mileage for such com-
mittee members.

Amends § 43-310.
No effective date. March 10.
- CHAPTER 275....provides a name for the mental retardation
SB 9 center at Glendive, such center to be known
as "Eastmont Training Center."
Introduced by
Brownfield and Amends §§ 80-2310, 80-2312.
others Effective upon passage and approval. March 10.
- CHAPTER 276....adds "Eastmont Training Center" to those in-
SB 10 stitutions subject to per diem charge for
care of residents.
Introduced by
Brownfield and Amends § 80-1601.
others Effective upon passage and approval. March 10.
- CHAPTER 277....requires persons introducing a new source or
SB 19 increased source of sewage, industrial waste
or other wastes to state waters and tributaries
Introduced by to install and maintain the highest and best
Turnage and degree of treatment works necessary to maintain
others

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waters classified as A-open-D-1 (as defined in § 69-4802 (7)), prior to the issuance of a permit by the state board of health.

Amends § 69-4807.
No effective date.

March 10.

CHAPTER 278....adds one nonvoting member to the state water
SB 82 well contractors' examining board; provides that such nonvoting member shall be a technical advisor hydrogeologist appointed by the
Introduced by director of the Montana bureau of mines and
McGowan and geology; raises the compensation of board mem-
Lehrkind bers from \$15.00 to \$20.00 per day.

Amends § 66-2604.
No effective date.

March 10.

CHAPTER 279....allows the industrial accident board discre-
SB 91 tion to extend beyond 500 weeks the compensation for injuries producing total disability, permanent in character, resulting from loss or
Introduced by loss of use of both hands, arms, feet, legs or
McKeon and both eyes.
Keenan

Amends § 92-702.
Effective upon passage and approval.

March 10.

CHAPTER 280....adds the "Eastmont Training Center to those
SB 104 institutions under the jurisdiction of the state board of institutions.

Introduced by
Brownfield Amends § 80-1403.
and Manning Effective upon passage and approval.

March 10.

CHAPTER 281....authorizes cities and counties to require
SB 144 commercial airlines to impose a passenger service charge of \$1.00 per passenger emplaning from public airports as a point of origin; provides for regulations for collection of such fees which shall be deposited in the airport fund of the city or county.

No effective date.

March 10.

CHAPTER 282....redefines "professional engineer"; enlarges
SB 147 the state board of registration for professional engineers to seven members by adding two registered and practicing land surveyors; declares that the practice of engineering or land surveying as defined without a license to be a public nuisance; provides that registered surveyors from other states will be

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given comity consideration but may be required by the board to take a written or oral examination or both; provides additional grounds for revocation of licenses.

Amends §§ 66-2326, 66-2327, 66-2332, 66-2336 - 66-2338, 66-2340, 66-2344, 66-2345, 66-2347.

No effective date.

March 10.

CHAPTER 283....increases the maximum yearly levy on taxable
SB 149 property by boards of county commissioners to defray current county expenses from 20 mills to 24 mills for counties of the fourth, fifth, sixth and seventh classes, and to 22 mills for counties of the first, second and third classes.

Introduced by
Rugg and
others

Amends § 16-1015.

No effective date.

March 10.

CHAPTER 284....increases the yearly salaries of county
SB 182 treasurer, clerk and recorder, clerk of court, county attorney, sheriff, county assessor, county superintendent of schools, and of surveyors in counties where surveyors now receive salaries.

Introduced by
Rostad and
others

Amends § 25-605.

No effective date.

March 10.

CHAPTER 285....increases benefits in all categories of
SB 188 compensation for injury producing temporary total disability under the Workmen's Compensation Act by the sum of \$5.00 per week for the first 26 weeks of disability and thereafter decreasing benefits by the sum of \$5.00.

Introduced by
Reardon and
others

Amends § 92-701.

No effective date.

March 10.

CHAPTER 286....requires trucks, buses, truck-tractors,
SB 197 trailers and semitrailers to be equipped with fenders, splash aprons or flaps on rearmost wheels; defines dimensions and placement of such fenders or covers; provides penalty for violation.

Introduced by
Broeder and
others

No effective date.

March 10.

CHAPTER 287....provides for the appointment of a certified
SB 292 professional geologist or registered mining engineer to be designated as the "state

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Introduced by geologist" and director of the bureau of
McGowan and mines and geology; provides that the bureau
Lehrkind shall study geological formations with
special reference to ground water.

Amends § 75-606, 75-607.
No effective date.

March 10.

CHAPTER 288...provides for the establishment of a program
HB 72 for the rehabilitation, education and better-
ment of selected prisoners confined in the
state prison; provides for work furloughs under
the direction of the warden with the consent
of the Montana board of pardons; provides for
minimum pay rate of \$1.40 per hour for such
prisoners; provides rules and regulations.

No effective date.

March 10.

CHAPTER 289...raises the salary for each formal meeting of
HB 166 record attended by commissioners under the
commission-manager plan of cities from \$20.00
to \$25.00 in cities of less than 25,000; for
cities of more than 25,000 the maximum annual
salary of each commissioner shall be \$2,500.00.

Amends § 11-3248.
No effective date.

March 10.

CHAPTER 290...redefines "long-term care facility" and in-
HB 178 cludes under such definition "extended care
facilities" and facilities providing combina-
tions of services provided by extended care
facilities, nursing homes, personal care homes
and boarding homes; defines "registered faci-
lity" and provides for registration annually
with the state department of health.

Amends § 69-5201.
Adds § 69-5219.1.
No effective date.

March 10.

CHAPTER 291...deletes the provision that the four appointed
HB 179 members of the state soil conservation com-
mittee must be farmers; allows soil conserva-
tion districts to conduct soil, vegetation
and water resources conservation projects on
land within their districts upon consent of
owners; allows such districts to borrow money,
issue bonds and collect fees for services; pro-
vides for special assessments and maximum regu-
lar levy of 3 mills by county commissioners for
such districts; provides for creation of project

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areas.

Amends §§ 76-104, 76-108, 76-201, 76-205 -
76-210, 76-215, 76-216.

No effective date.

March 10.

CHAPTER 292....relates to classification of property for
HB 284 taxation; includes telephone companies, ex-
cept cooperatives, serving rural areas and
Introduced by cities and towns having a population of 800
East and or less and with average circuit miles for
others each station of more than 1-1/4 miles, in class
two; increases the valuation of improvements
on real property and owner-occupier income
limitations in class 8.

Amends § 84-301.

Effective upon passage and approval.

March 10.

CHAPTER 293....creates a commission for the study of reorgani-
HB 610 zation of the executive branch of the state
government consisting of nine members; the gov-
ernor, four members of the house (two from each
Introduced by party), four members of the senate (two from
Ulmer and each party); appropriates \$127,509 for such
others commission.

Section 4 (creating commission) effective
upon passage and approval.

March 10.

CHAPTER 294....allows the temporary transfer of an inmate of
HB 61 the state prison to the Warm Springs state
hospital for treatment or evaluation, such trans-
fers to be authorized only by the department of
Introduced by institutions upon recommendation of the warden
Swan and and superintendent of the hospital.
others

Amends § 80-1908.

Effective upon passage and approval.

March 11.

CHAPTER 295....extends exceptions in section 11-614, relating
HB 109 to the platting, surveying and certification of
small and irregularly shaped tracts before sale,
Introduced by to include state highways; provides such state
Dye (by highway sales or transfers may be made by refer-
request) ence to the plat or plan and the numbers of the
lots and blocks or parcels; provides for size,
recording and expense of such plans or plats.

Amends § 11-614.

Effective upon passage and approval.

March 11.

CHAPTER 296....increases the tax per 31 gallon barrel of beer
HB 138 from \$1.50 to \$3.00 for the biennium ending

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Introduced by June 30, 1971; provides all revenue received
Hall from taxes on beer over and above \$1.50 per
31 gallon barrel shall be deposited to the
credit of incorporated cities and towns to
be expended for state purposes such as law
enforcement, maintenance of the transporta-
tion system, and public health.

Amends §§ 4-317, 4-324, 4-347.
No effective date.

March 11.

CHAPTER 297....provides that the maximum annual salary of a
HB 152 mayor must be fixed by ordinance in all classes
of cities; deletes requirement that the sal-
aries of aldermen must be fixed by ordinance.

Introduced by
Nugent and
others

Amends § 11-725.
No effective date.

March 11.

CHAPTER 298....increases the minimum wage for policemen
HB 164 in first class cities from \$400 to \$525 per
month; increases for second class cities from
\$400 to \$475.

Introduced by
Scott and
others

Amends § 11-1832.
No effective date.

March 11.

CHAPTER 299 .. requires the highway commission to provide
HB 247 for the payment of future operation and main-
tenance costs of irrigable lands cut off from
project or drainage districts by lands ac-
quired for highway purposes.

Introduced by
Egan and
others

Amends § 32-3916.
Effective upon passage and approval. March 11.

CHAPTER 300....prohibits the business of "debt adjusting"
HB 290 and provides that persons engaging in such
business shall be guilty of a misdemeanor
subject to a maximum fine of \$500 or imprison-
ment for six months or both; provides exemp-
tions for certain persons and corporations
legally involved in debt adjusting.

Introduced by
Nyquist and
others

Effective upon passage and approval. March 11.

CHAPTER 301....allows cities or towns, after passage of a
HB 292 resolution of intent and notice, to sell or
trade property to any county or political sub-
division without an ordinance, public notice,
public auction, bids or appraisal.

Introduced by
Stratton and
Harrison

No effective date.

March 11.

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- CHAPTER 302....allows counties, after passage of a resolution of intent and notice, to sell or trade property to any city, town or political subdivision without ordinance, public notice, public auction, bids or appraisal.
HB 294
Introduced by Stratton and Harrison
No effective date. March 11.
- CHAPTER 303....establishes a Montana commission on alcohol and drug dependence in the state department of health, such commission to consist of 14 members, seven appointed by the governor, the others heads of departments of health, mental hygiene, public welfare, institutions, highway patrol, public instruction and vocational rehabilitation; provides duties of commission.
HB 314
Introduced by Christiansen and others
No effective date. March 11.
- CHAPTER 304....authorizes county commissioners to create special improvement districts for the purpose of building, constructing or purchasing devices intended to protect the safety of the public from open ditches carrying irrigation or other water; excludes owners of open ditches for the purpose of assessment to support such districts; provides such protective devices shall not be constructed so as to hinder operation and maintenance of ditches.
HB 328
Introduced by Nugent and Fagg
Amends § 16-1601 (2).
No effective date. March 11.
- CHAPTER 305....relates to classification of property for tax purposes, includes telephone companies furnishing telephone communications exclusively to rural areas and cities and towns of less than 800 persons and providing the average circuit miles for each station on the system is more than 1-1/4 miles, in class two; increases the valuation of improvements on real property and owner-occupier income limitations in class eight.
HB 351
Introduced by Watt and others
Amends §§ 84-301, 84-302.
Effective upon passage and approval. March 11.
- CHAPTER 306....authorizes cities and towns to create special improvement districts for the building, constructing, purchasing and maintaining devices intended to protect the public from open ditches carrying water, deletes provision that
HB 355
Introduced by Nugent and Fagg

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such ditches must terminate within the limits of cities and towns; provides such protective devices shall provide access to and not hinder the operation and maintenance of ditches; exempts owners of open ditches from assessment to support or maintain such devices.

Amends §§ 11-4001 - 11-4003, 11-4006.

No effective date.

March 11.

CHAPTER 307....raises the maximum prices for the publication
HB 381 of legal notices required by law of state agencies: a. Folio of 100 words or less from \$2.00 to \$2.25 for first insertion; from 90 cents to \$1.25 for each subsequent insertion; b. for rule and figure work, from \$3.00 to \$3.75 for folio of 100 words or less for the first insertion, from 90 cents to \$1.25 for each subsequent insertion.

Introduced by
Harrison and
Lombardi

Amends § 82-1149.

No effective date.

March 11.

CHAPTER 308....increases from one-fourth to one-half of the
HB 388 holders of all the voting shares of a business corporation needed to call a special meeting.

Introduced by
Mather and
others

Amends § 15-2226.

No effective date.

March 11.

CHAPTER 309....relates to business corporations; provides that
HB 389 the entire board of directors may be removed by a vote of two-thirds (rather than a majority) of the voting shareholders, unless otherwise provided by the articles of incorporation or by-laws; if the corporation has fewer than 100 shareholders, the entire board of directors will be removed by a vote of a majority of the shares then entitled to vote.

Introduced by
Mather and
others

Amends § 15-2236.

No effective date.

March 11.

CHAPTER 310....repeals the state "Eugenical Sterilization
HB 404 Law".

Introduced by Repeals §§ 38-601 - 38-608.

Cranston and
Speare

Effective upon passage and approval.

March 11.

CHAPTER 311....requires the highway commission to fence high-
HB 437 ways that run through open range where live-stock present a hazard to the safety of motorists; defines "open range" and allows the high-

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- Introduced by way commission to designate such areas.
Pat Williams
and others No effective date. March 11.
- CHAPTER 312....increases from 1/4 of 1% to 1/2 of 1% the tax
HB 445 on fire insurance premiums for maintenance of
the state fire marshal's office.
- Introduced by
Hims1 and Amends § 82-1231.
others No effective date. March 11.
- CHAPTER 313....provides for the financial administration
HB 448 of interlocal cooperative agreements that
involve school districts under the provisions
of Chapter 49, Title 16, R.C.M. 1947.
- Introduced by
Bardanouve No effective date. March 11.
- CHAPTER 314....provides for the regulation of the possession
HB 453 and sale of dangerous drugs in the state, de-
fining dangerous drugs, defining who may law-
fully sell and possess same, provides penalty
for fraudulent obtaining or altering labels
of dangerous drugs, provides for enforcement
of unlawful sale and possession, authorizes
state board of pharmacy to regulate, license
and supervise, and designate other dangerous
drugs after proper notice and hearing; excludes
trial jurisdiction in justices' courts in cases
commenced under this Act except to act as exam-
ining and committing courts and to conduct
preliminary hearings; repeals the Uniform Drug
Act, § 54-112 of which prohibited issue of a
warrant for the search of a private dwelling.
- Amends § 95-302.
Repeals §§ 27-724, 27-725, 54-101 - 54-128
("Uniform Drug Act"), 94-35-123, 94-35-148,
94-35-199.
Effective upon passage and approval. March 11.
- CHAPTER 315....provides that the state board for vocational
HB 482 education shall apportion state and federal
funds for vocational education in accordance with
the directives of the state legislature and
applicable Acts of Congress.
- Introduced by
Harlow and Amends § 75-4246.
others No effective date. March 11.
- CHAPTER 316....relates to the titles of members of the staff
HB 483 of the superintendent of public instruction,
providing for the appointment of one or more

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Introduced by assistant superintendents, one of whom may be
Harlow and designated as assistant superintendent for
others vocational education and provides for the
appointment of an elementary supervisor.

Amends § 75-1303.

No effective date.

March 11.

CHAPTER 317....relating to acceptance of Acts of Congress
HB 484 for promotion of vocational education, de-

Introduced by pealed by Congress and inserts reference to
Harlow and Acts currently in force.
others

Amends § 75-4241.

No effective date.

March 11.

CHAPTER 318....repeals § 75-4243 which provided for an
HB 485 advisory committee for vocational education.

Introduced by Repeals § 75-4243.

Harlow and No effective date.
others

March 11.

CHAPTER 319....expands the duties of the co-ordinator of
HB 494 Indian affairs to include in rehabilitation
programs for Indian citizens those who reside
off known reservations; deletes the provision
that before the board of examiners shall ap-
prove any salary increase for the co-ordinator,
it shall review the salaries of comparable
positions in state government, other states
and private industry.

Amends §§ 82-2701 - 82-2703.

No effective date.

March 11.

CHAPTER 320....provides for the adoption of orderly proce-
HB 508 dures for establishing desirable employment
practices for registered professional and

Introduced by licensed practical nurses employed in health
Fasbender and care facilities; establishes procedures for
others developing employment standards; provides rule
making authority in the state board of health.

No effective date.

March 11.

CHAPTER 321....provides for the support of the government
HB 525 of Montana for the years 1969 and 1970.

Introduced by Effective upon passage and approval.

Goan and
Mather

March 11.

Legislative Review 1969

CHAPTER 322....increases salaries of district judges to
HB 85 \$19,000 per year from \$15,000.

Introduced by Amends § 93-303.
Lucas and No effective date. March 12.
others

CHAPTER 323....increases the salary of the chief justice
HB 521 of the supreme court to \$22,500 from \$18,500;
justices of supreme court to \$21,000 from
Introduced by \$17,000; railroad commissioners to \$11,550
Wayrynen and from \$10,500; clerk of supreme court to
Harrison \$11,500 from \$9,000.

Amends § 25-501.
No effective date. March 12.

CHAPTER 324....increases to 9% from 6% per annum the in-
HB 100 terest rate for failure to remit corpora-
tion license taxes when due.

Introduced by Amends § 84-1505.
Spahr Effective as to taxable years ending on
and after Dec. 31, 1968. March 13.

CHAPTER 325....changes the method of computing the average
HB 136 number belonging for participation in the
foundation program and equalization fund by
Introduced by community colleges; states it shall be de-
Lucas and termined by dividing the total number of
others eligible credits taken by eligible students
by 30; defines eligible credits and eligible
students; provides a community college shall
be considered a school district for purposes
of using schoolrooms for adult education
classes and tax levy therefor.

Amends § 75-4425.
No effective date. March 13.

CHAPTER 326....provides for the registration, exemptions,
HB 137 transfer of ownership and operation of snow-
mobiles; establishes certificates of ownership,
Introduced by fees and charges; defines unlawful operation;
Dye and puts registration in registrar of motor vehicles
others and enforcement in state fish and game commis-
sion; provides penalties for violations.

No effective date. March 13.

CHAPTER 327....provides that the state department of public
HB 182 welfare, if necessary to conform with the United
States Social Security Act, may issue rules and

Legislative Review 1969

Introduced by regulations to the county welfare departments
Hims1 requiring the use of the declaration method,
in such form as the state department may pre-
scribe, for the purpose of determining eli-
gibility, regardless of any other investigative
provisions under this Act, and for all types
of assistance.

Amends § 71-242.
No effective date.

March 13.

CHAPTER 328....allows the state board of equalization to
HB 274 waive the 25% penalty for failure to file
crude oil statement if reasonable cause for
such failure is provided to the board.

Introduced by
Cranston and
others

Amends § 84-2209.
No effective date.

March 13.

CHAPTER 329....establishes a policy for the making of premium
HB 329 rates for workmen's compensation insurance
issued under plans No. 2 and No. 3 of the
Workmen's Compensation Act, and to insurance
or guaranty by surety insurers of the obliga-
tions of employers under the Workmen's Compen-
sation Act; provides for rate making factors,
rate standards and uniformity of rates; pro-
vides for filing and regulation by commissioner
of insurance; declares that the public welfare
is served by the making of premium rates in
concert and that the review by the state of
the rates so made is necessary and desirable
in the public interest.

Introduced by
Harrison

Amends §§ 92-1101, 92-1104, 92-1105.
No effective date.

March 13.

CHAPTER 330....establishes within the department of agri-
HB 334 culture an agricultural marketing coordinator
and empowers him to analyze, advise and make
necessary recommendations in the field of
agricultural marketing.

Introduced by
Melcher and
others

No effective date.

March 13.

CHAPTER 331....requires boards of county commissioners to
HB 343 publish notice for bids for any purchases of
automobiles, trucks, other vehicles, road
machinery, apparatus, appliances, equipment,
materials or supplies of any kind for which
must be paid a sum in excess of \$4,000; re-
quires notice for bids for construction of
any building in excess of \$2,000.

Introduced by
Melcher and
others

Legislative Review 1969

Amends § 16-1803.
No effective date.

March 13.

CHAPTER 332....creates a state board of eugenics to be
HB 376 composed of two physicians, one lawyer,
three lay members and the director of the
Introduced by department of institutions, sets forth
Cranston and powers and duties of such board; provides
others for voluntary sterilization in certain cases.

Effective upon passage and approval. March 13.

CHAPTER 333....broadens the powers of volunteer fire dis-
HB 466 tricts to permit contracts with public or
private parties to extend fire protection
Introduced by to property within five miles of such dis-
Brownlee and trict's farthest limits, all monies received
others from such contracts to be deposited in county
treasurer's office to be credited to the fire
district holding such contracts.

Amends § 11-2010.
Effective upon passage and approval. March 13.

CHAPTER 334....amends section relating to alteration or
HB 497 forgery of certificate of title or assignment
thereof to specify any motor vehicle certi-
ficate of title.

Introduced by
Kosena (by
request) Amends § 53-136.
No effective date.

March 13.

CHAPTER 335....changes the percentage of votes necessary to
HB 499 be cast in favor of bonded indebtedness for
county water and sewer districts from 66-2/3%
Introduced by to 60%.

Fagg and
others Amends § 16-4522.
Effective upon passage and approval. March 13.

CHAPTER 336....creates an earmarked revenue fund to be called
HB 503 the "motorboat certificate identification ac-
count"; provides that all fees deposited in
Introduced by such account be used only for the administra-
Schoonover tion and enforcement of Title 69, Chapter 35,
R.C.M. 1947, pertaining to motorboat and vessel
regulations; requires the fish and game com-
mission to enforce such regulations.

Amends §§ 69-3504, 69-3517.
No effective date. March 13.

Legislative Review 1969

CHAPTER 337....enacts the "Open-Space Land Act", for the ac-
HB 517 quisition and designation of real property by
the state, counties and municipalities of such
property for use as permanent open-space land
Introduced by Fagg and to encourage more economic and desirable urban
others development, to provide for parks, recreational,
historic and scenic areas and conserve land;
provides powers and duties of public bodies
to acquire such property.

No effective date.

March 13.

CHAPTER 338....a comprehensive revision of the laws regulating
HB 40 the practice of medicine within the state, en-
titled "The Medical Practice Act".
Introduced by Cashmore
Repeals §§ 66-1001 - 66-1009.
Effective upon passage and approval. March 13.

CHAPTER 339....adds driving while knowingly or willingly under
HB 58 the influence of any drug to a degree which ren-
ders the driver incapable of safely driving a
motor vehicle one of the offenses for which
Introduced by Laas and the driver's license may be suspended or re-
others voked for a period of 60 days for the first
offense, provides for subsequent offenses;
makes one year the revocation period for all
mandatory revocations under § 31-146.

Amends § 31-149.

No effective date.

March 13.

CHAPTER 340....authorizes the donation of all or part of a
HB 97 human body after death, provides regulations
governing such donations, is the "Uniform
Introduced by Anatomical Gift Act."
Cashmore
Repeals §§ 69-2311 - 69-2314.
No effective date. March 13.

CHAPTER 341....provides a Safety Code for the state of Montana
HB 174 under the supervision of the industrial acci-
dent board, establishes a department of safety,
Introduced by provides for a safety director to be appointed
Cashmore and by the industrial accident board; prescribes
others methods for enforcement and administration of
the Act.
Amends § 92-101.
Repeals §§ 41-1701 - 41-1707, 92-1201 - 92-1210,
92-1214 - 92-1222.
No effective date. March 13.

Legislative Review 1969

CHAPTER 342....sets the minimum wage for firemen in cities
HB 200 of the first class at \$525 per month plus

Introduced by
Cranston and
others

1% of that sum for each additional year of
service and \$475 per month for firemen in
cities of the second class, plus 1% of that
sum for each additional year of service.

Amends § 11-1932.
No effective date.

March 13.

CHAPTER 343....allows an inheritance tax exemption on prop-
HB 262 erty of the value of \$20,000 when transferred

Introduced by
Murphy

to the husband of decedent (increased from
\$10,000) and on property of the value of
\$5,000 transferred to each minor child of a
decedent, \$2,000 to each child who has attained
majority, and other persons.

Amends § 91-4414.
No effective date.

March 13.

CHAPTER 344....relates to drawings for elk permits, providing
HB 359 that they shall be held in the city or town

Introduced by
Perry and
others

which has suitable accomodations for the per-
sons who will attend nearest to the area to be
hunted but in no case in a city or town more
distant than the county seat nearest the area
to be hunted.

Amends § 26-104.
No effective date.

March 13.

CHAPTER 345....enumerates and describes geographically a list
HB 450 of streams, the unappropriated waters of which

Introduced by
Murphy and
Ulmer

may be appropriated by the fish and game com-
mission in such amounts as may be necessary to
maintain stream flows for the preservation of
fish and wildlife habitat; excepts future appro-
priations for municipal and individual water
supplies.

Amends § 89-801.
No effective date.

March 13.

CHAPTER 346....raises to 5-1/2% from 5% the annual tax on
HB 558 gross earnings of freight line companies.

Introduced by
Christiansen

Amends §§ 84-4819, 84-4820.
Effective for all taxable years
commencing after Dec. 31, 1968.

March 13.

Legislative Review 1969

CHAPTER 347....relates to filing of income tax returns, re-
HB 98 requires the consent of the state board of

equalization for spouses to file separate
Introduced by returns after the time for filing of the re-
Spahr turn of either has expired, if a joint return
has been filed for a taxable year; raises
from 6% to 9% the interest on delinquent
payments; raises the minimum penalty for
unintentional failure to make a return from
\$2.00 to \$10.00 and from \$2.00 to \$25.00 for
intentional failure.

Amends §§ 84-4914, 84-4924.

Effective as to taxable years ending
on and after Dec. 31, 1968.

March 14.

CHAPTER 348....requires that all motorboats or vessels on
HB 117 the waters of this state propelled by

machinery of more than eight horsepower
Introduced by shall be numbered (lowers horsepower from
Zimmer and ten to eight); lowers from \$3.00 to \$1.00
others the fee required when applying for such
motorboat number; requires renewal of cer-
tificate of number annually instead of every
three years; requires the state board of
equalization to issue a pair of decals with
all new certificates of number and renewals
thereof; provides for style, design and
placement of such decals.

Amends §§ 69-3503, 69-3504.

Effective upon passage and approval.

March 14.

CHAPTER 349....relates to control of refuse disposal areas;
HB 159 changes control of such areas from the "state

board of health" to "state department of
Introduced by health"; provides for inspection and approval
Fedra and of plans for creation of refuse disposal
others areas; limits landowners to disposal of only
"his own" garbage on his own land.

Amends §§ 69-4004, 69-4005, 69-4007 - 69-4009.

No effective date.

March 14.

CHAPTER 350....creates a schedule of annual vacation leave
HB 236 for public employees:

1 year to 10 years-----1-1/4 days per month
Introduced by 10 years to 15 years----1-1/2 days per month
Harrison and 15 years to 20 years----1-3/4 days per month
others 20 years or over-----2 days per month;
provides annual vacation leave may be accumu-
lated not to exceed 30 days.

Legislative Review 1969

Amends §§ 59-1001, 59-1002.
No effective date.

March 14.

CHAPTER 351....provides that recipients of assistance pay-
HB 271 ments for dependent children who refuse or
fail to accept employment or training or who
Introduced by are not using such payments in the best inter-
Fagg and Feda est of the children may be replaced by another
person found to be interested in or concerned
with the welfare of such needy child or children
in accordance with rules and regulations of the
state public welfare department; providing that
bond equal to six times the amount of the monthly
payment involved shall be furnished by such other
person.

Amends § 71-509.
No effective date.

March 14.

CHAPTER 352....relates to the Montana dentistry regulation
HB 303 Act; provides for yearly report to the gover-
nor; raises the fee for application for exam-
ination from \$25 to \$50; provides examinations
Introduced by be held at least once a year; lowers fee for
Stratton and others certificate for successful examinees from \$25
to \$15; provides applicant failing to pass first
examination may take subsequent ones upon pay-
ment of \$25 for each exam; raises from \$5.00 to
\$10 the fee for replacement of lost certifi-
cates; increases annual license fee from \$7.00
to \$10; provides per diem for board members;
increases grounds for revocation or suspension
of dental licenses; raises license fees of den-
tal hygienists; amends reciprocity require-
ments for admission of hygienists; authorizes
state board to adopt rules governing auxiliary
personnel.

Amends §§ 66-904 - 66-906, 66-909, 66-910,
66-913, 66-917, 66-920 - 66-924.
No effective date.

March 14.

CHAPTER 353....raises from \$2.00 to \$5.00 the annual license
HB 324 fees of physical therapists.

Introduced by Amends § 66-2508.
Cashmore No effective date.

March 14.

CHAPTER 354....excepts trailers having an unladen weight of
HB 344 less than 500 pounds from those vehicles for
which dealers must apply for a license; pro-
vides that the Montana highway patrol (rather
Introduced by than the sheriff of the county) shall verify
Pierce and others

Legislative Review 1969

data on applications for dealer's licenses; raises dealer's bond to be filed with application from \$1,000 to \$5,000 and provides for annual renewal of such bond; provides method of numbering dealer's plates; provides minimum fine of \$250 and maximum of \$500 for violation.

Amends § 53-118.

No effective date.

March 14.

CHAPTER 355....increases gasoline license tax from 6-1/2
HB 436 cents to 7 cents per gallon, such increase to be effective from July 1, 1969 to July 1, 1971; provides for allocation of funds collected under the gasoline license tax; provides that none of such funds shall be used for purchase of capital equipment.

Introduced by
Feisthamel
and Dye

Amends §§ 84-1801.1, 84-1840.

No effective date.

March 14.

CHAPTER 356....raises the minimum monthly salary of chiefs of
HB 528 police in first class cities from \$450 to \$650.

Introduced by
Hall

Amends § 11-1815.

No effective date.

March 14.

CHAPTER 357....authorizes the state board for vocational
HB 535 education to transfer title to buildings and/or lands financed in whole or in part by the state to school districts for post-secondary vocational-technical education.

Introduced by
Cranston and
Harlow

No effective date.

March 14.

CHAPTER 358....raises from 2-1/4% to 2-3/4% the tax on net
HB 562 insurance premiums for the calendar years 1969 and 1970.

Introduced by
Romney

Amends § 40-2821.

No effective date.

March 14.

CHAPTER 359....increases the oil producers' license tax from
HB 564 2% to 2.1% on the first 450 barrels, from 2.1/2% to 2.65% for gross over 450 barrels; provides for payment of said tax in full by the person required to pay and for settlement thereafter with other owners of the gross proceeds.

Introduced by
Harlow and
others

Amends § 84-2202.

Effective for all taxable years commencing after Dec. 31, 1968.

March 14.

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- CHAPTER 360....updates the state estate tax imposed upon
HB 608 the transfer of all estates which are sub-
ject to federal tax by substituting "Internal
Revenue Code of 1954" for "United States
Revenue Act of 1926".
Introduced by Lucas and Hall
Amends § 91-4411.
Effective upon passage and approval. March 14.
- CHAPTER 361....enacts a Uniform Agricultural Seed Law, de-
HB 222 fines seeds and regulates the sale and label-
ing of seeds; provides for exceptions of
certain seeds and deletes seeds sold by pro-
cessors of sugar beets to growers from excep-
tions.
Introduced by Kolstad and others
Amends § 3-803.
Repeals §§ 3-801, 3-802, 3-816 - 3-819.
No effective date. March 14.
- CHAPTER 362....provides for regulation of insurance rates
HB 277 to the end that they shall not be excessive,
inadequate or unfairly discriminatory; author-
izes qualified rating organizations and ad-
visory organizations to be available to all
admitted insurers and authorizes cooperation
between insurers in rate making and other
related matters.
Introduced by Combs
Repeals §§ 40-3601 - 40-3633.
No effective date. March 14.
- CHAPTER 363....provides for the licensing of nursing home
HB 382 administrators; creates a state board of exam-
iners for nursing home administrators, fixing
membership, prescribing powers, duties and
functions; creates an earmarked revenue fund
for deposit of license fees.
Introduced by Fagg and Aubert
Effective January 1, 1970. March 14.
- CHAPTER 364....allows an optional basis to school districts
HB 398 for consolidation or annexation with or with-
out the assumption of bonded indebtedness;
provides procedure.
Introduced by Warfield and others
Amends § 75-1813.
Effective upon passage and approval. March 14.
- CHAPTER 365....provides that any member of the teaching or
HB 415 administrative staff of a public school may
open the school day with a prayer.
Introduced by Murphy and others
No effective date. March 14.

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CHAPTER 366....establishes statewide building construction
HB 301 standards; creates a state building code
council; provides for rules and regulations.

Introduced by Ulmer and others Amends §§ 66-2416, 66-2802, 69-4117, 69-5212,
69-5213, 69-5216, 82-1202, 82-1202.1, 82-1202.2.
Repeals §§ 66-2424, 66-2818, 69-2101 - 69-2103,
69-3701 - 69-3719, 75-3103.
No effective date, March 15.

CHAPTER 367....provides for a "Unitary Method" of airline
HB 360 flight property assessment by the state board
of equalization.

Introduced by Fasbender and others Amends §§ 84-6401, 84-6404.
Effective upon passage and approval. March 15.

CHAPTER 368....provides for the codification and general
SB 323 revision of the election laws of Montana.

Introduced by Dzivi Repeals §§ 23-101 - 23-106, 23-201, 23-202,
23-301 - 23-311, 23-401 - 23-407, 23-501, 23-
501.1, 23-502 - 23-534, 23-601 - 23-604, 23-
604.1, 23-604.2, 23-605 - 23-612, 23-701 - 23-
713, 23-801 - 23-820, 23-901 - 23-929, 23-931,
23-933 - 23-936, 23-1001, 23-1008, 23-1009,
23-1101 - 23-1107, 23-1109 - 23-1117, 23-1201
- 23-1228, 23-1301, 23-1302(1), 23-1302(2), 23-
1303, 23-1303.1, 23-1304 - 23-1321, 23-1401-
23-1406, 23-1501 - 23-1503, 23-1601 - 23-1608,
23-1608A; 23-1609-23-1618; 23-1701-27-1715, 23-
1801-23-1808; 23-1812-23-1819; 23-1901-23-1904;
23-2001-23-2012; 23-2014; 23-2101-23-2111, 23-
2201-23-2206; 23-2301 - 23-2323; 23-2401 - 23-2411;
23-2501 - 23-2507.
No effective date. March 15.

CHAPTER 369....enacts the "Distributor's Gasoline License Tax
HB 454 Act"; provides for payment of tax by distribu-
tors, establishes a refund procedure; licenses
gasoline distributors; empowers the state board
of equalization to provide regulations; pro-
vides for enforcement and penalties.

Repeals §§ 84-1801 - 84-1811, 84-1813, 84-1814,
84-1818 - 84-1823, 84-1828, 84-1829.
No effective date. March 17.

CHAPTER 370....provides a tax upon the possession or other
HB 504 beneficial use enjoyed by any private indivi-
dual, association, or corporation of any prop-
erty, real or personal, which for any reason
is exempt from taxation; provides exceptions;
others

Legislative Review 1969

fixes rate of taxation and credit against tax; provides for assessment, collection and distribution and penalties for failure to pay; preserves constitutional exemption.

Effective upon passage and approval. March 17.

CHAPTER 371....appropriates \$35,000 to the state controller
HB 477 for repair of the governor's old mansion and
authorizes the board of examiners to lease it
to the City of Helena.

Introduced by
Loble and
others

No effective date. March 17.

CHAPTER 372....appropriates \$2,600,000 from the earmarked
HB 607 revenue fund to Montana State University for
the construction of physical education, athletic
and recreational facilities; provides for a
special student fee of \$6.50 per academic
quarter for the earmarked revenue fund and
provides that construction shall begin only
upon approval of the regents of the university
system and the affirmative vote of a majority
of the student body voting upon the issue.

Introduced by
McCulloch and
others

No effective date. March 17.

CHAPTER 373....appropriates monies to the fish and game com-
HB 612 mission and the highway department for capital
projects for the biennium ending June 30, 1971.

Introduced by
Rygg and
others

No effective date. March 17.

CHAPTER 374....appropriates monies for state agencies and in-
HB 616 stitutions for capital and repair projects for
the biennium ending June 30, 1971; authorizes
the sale of \$14,000,000 worth of building bonds,
proceeds to be transferred to the "long-range
building program account, bond proceeds and in-
surance clearance fund"; authorizes transfer of
\$1,525,000 in federal funds to the long-range
building program account, and appropriates
\$1,500,000 for the purchase of the highway com-
mission land and building, capital complex.

Introduced by
Rygg and
others

No effective date. March 17.

CHAPTER 375....authorizes the state board of examiners to
HB 613 borrow \$2,000,000 for land acquisition for
public buildings at the state capitol, for
remodeling the state capitol building and for
construction of the supreme court and law library
building.

Introduced by
Cranston and
others

Legislative Review 1969

No effective date.

March 17.

CHAPTER 376....creates a legislative fiscal review committee,
SB 177 four members of the house and four members of
the senate.

Introduced by
Thiessen and
others

Effective upon passage and approval.

March 19.

CHAPTER 377....provides for issue and sale of bonds not ex-
ceeding \$4,675,077 for purpose of acquiring
HB 615 site and building a highway commission head-
quarters building and complex.

Introduced by
Cranston

Effective upon passage and approval.

March 19.

CHAPTER 378....appropriates \$45,000 from the agricultural
HB 618 experiment account 2115 in the earmarked
revenue fund to the board of examiners for
the biennium ending June 30, 1971, for the
acquisition of real property in Gallatin and
Flathead counties.

Introduced by
Rygg and Dye

Authority to purchase lands effective
upon passage and approval.

March 19.

HOUSE JOINT

- RESOLUTION No. 3....that the Superintendent of Yellowstone National Park and various Montana veteran, wild life and sportsmen organizations reach an agreement whereby members will be available to a call of the superintendent to be deputized as park rangers to assist regular park rangers in reducing the elk population in the park to safe and sustainable numbers.
- 4....that the fight site of Meriwether Lewis and his men with Blackfeet Indians on the south bank of Two Medicine River on the Blackfeet Indian Reservation and the surrounding area evidence ancient marine and animal life and Indian cultures be designated as both a historical landmark and national monument.
- 5....consents to the construction of a Creative Arts Facility--Phase I at Montana State University.
- 6....to the Montana Congressional Delegation asking that the secretary of the treasury be directed to forward to the State of Montana all unclaimed and unpaid deposits in the discontinued United States postal savings system, plus interest, in which the State of Montana is interested.
- 8....requests the Montana highway commission to designate as primary highway the portion of the Bainville to Fort Union road that lies in Montana.
- 9....establishes as the intent of the Legislative Assembly that the State of Montana shall adopt at the earliest feasible date a basis of accounting that is in accordance with generally accepted governmental accounting principles that take into account the accrual or modified accrual basis of accounting where applicable; asks the Governor to include in the 1971-73 budget supplemental financial information to show the effect of

RESOLUTION No. 9....adopting this change effective July 1, 1971, and asks the State Controller to inventory all statutes in conflict with this intent and recommend changes to the forty-second legislative assembly.

10....urges all institutions and agencies of the State of Montana to consider and advocate the use of Montana products and materials when planning and constructing a public building or structure.

11....requests the legislative council to prepare legislation providing for a Viet Nam honorarium.

12....directing the Governor's council on natural resources, with the assistance of the legislative council, to make a study of the feasibility of acquiring state land in the Smith River Canyon in Meagher and Cascade counties for the purpose of establishing the Smith River Recreational Park.

14....directed to the Governor, the State Highway Commission, Bureau of Public Roads and to the Montana Congressional Delegation requesting that Highway 16 from Glendive via Sidney, Culbertson, Plentywood and Port of Raymond be designated as the interstate connection with the province of Saskatchewan.

16....declares that the facilities of the Galen State Hospital be fully utilized; requests the Board of Institutions to study methods of such utilization, including consideration of persons now at Warm Springs for alcohol rehabilitation be relocated at Galen while retaining control of therapy under Warm Springs; if such plan is determined feasible the Board is requested to proceed without delay.

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HOUSE JOINT

RESOLUTION No. 17....legislative consent to the completion of the air conditioning and heating control units and modification of the fourth floor for the library at Montana State University, subject to the availability of funds.

18....legislative consent to the addition to and renovation of the Student Health Center at Montana State University, subject to the availability of funds.

19....legislative consent to the renovation of the Health Service Building at the University of Montana, subject to the availability of funds other than appropriated funds from regular state revenues for state operations.

20....consents to an addition to and renovation of the field house at the University of Montana.

21....to Congress, the U.S. Army Corps of Engineers and the Montana Fish and Game Commission urging greater cooperation to obtain a suitable aquatic environment in Fort Peck Reservoir and requesting the corps of engineers to minimize damage to fish and wildlife habitat during project construction.

22....asks the Governor to appoint a task force to study the complex conditions of Montana's Indians and suggest a course of action to the forty-second legislative assembly.

25....consents to the construction of an office building as an investment by the teachers retirement board.

26....to Boards of County Commissioners and incorporated cities and towns requesting review of the feasibility of joint use of facilities, space, equipment and personnel with the

HOUSE JOINT

RESOLUTION No. 26....objective of effecting greater economy
and avoiding duplication.

27....to the Montana Congressional Delegation
and to the secretary of agriculture asking
that appropriate changes be made in federal
statutes so that Montana meats, inspected
under state inspection which has been
approved as equal to federal inspection
standards, may be shipped in interstate
commerce.

29....requests the state superintendent of
public instruction to compile a report
on the potential of, benefits of, and
problems associated with programs of
shared services and report findings to
the legislative council.

30....requests the national park service to
advertise, erect signs and information
posts and otherwise emphasize the impor-
tance of the Chief Joseph Battleground
at the site of the battle of the Bear's
Paw.

31....to the Montana Congressional Delegation
and other federal officials connected with
the administration of public lands asking
that Congress enact legislation permitting
25% of the gross sales of national forest
products to be deposited in the funds of
the county where the products are grown
to replace the tax loss to the counties
wherein these lands are located.

33....to the Montana Congressional Delegation,
the Secretary of the Dept. of Health,
Education and Welfare and the Secretary
of the Interior urging that action be
taken to forestall and reverse the contem-
plated change in policy by the federal
government regarding reimbursement pay-
ments to the state for indigent Indian
patients in state institutions.

SENATE JOINT

RESOLUTION No. 2....for a study of the organization, procedures and operation of the railroad commission, ex officio public service commission, to be conducted by the legislative council, the council to submit a written report of its findings, recommendations and implementing legislation, if necessary, to the forty-second legislative assembly.

3....to the Congress urging the federal government to establish a multistate vocational education center at the site of the former Glasgow Air Force Base.

4....for the preparation of a formal revision of the laws pertaining to public schools contained in Title 75 of the Revised Codes of Montana 1947 by the legislative council; also for a revision of the laws pertaining to the Montana University System.

5....requests the legislative council expand its study of property taxation conducted during the 1959-60 interim which was supplemented by its study of property taxation and the property classification law conducted during the 1963-64 interim, its study of taxation conducted during the 1965-66 interim and its study of the corporation license tax conducted during the 1967-68 interim and include in this expanded study conclusions regarding the equity of the present tax structure and any recommendations necessary to make taxation more equitable in Montana.

9....authorizes the Governor to appoint a commission to study the question of whether graduates of schools of osteopathy are or may be qualified to be permitted to take the examination now required for the practice of medicine in Montana.

10....to the Montana Congressional Delegation and

SENATE JOINT

RESOLUTION No. 10....the Chief of the United States Forest Service urging the preservation of natural scenic beauty as seen from Montana highways regarding clear cut timber sales.

11....requests the legislative council to conduct a study of programs and laws for the benefit of senior citizens and to make a comprehensive evaluation of such programs and laws.

12....requests the legislative council conduct a study of the feasibility and desirability of an administrative procedures Act and report its findings to the forty-second legislative assembly.

13....requests the legislative council to conduct a study of laws relating to the dairy industry with a view to the feasibility and desirability of consolidating under one state agency the present functions of several agencies now regulating the Montana dairy industry, including the department of agriculture, livestock sanitary board, state board of health, state board of food distributors, and milk control board, and report its findings and recommendations, together with any necessary legislation, to the forty-second legislative assembly.

14....to the President, the Montana Congressional Delegation and the Administrator of Veterans Affairs urging that funds be immediately allocated for the enlargement of the Veterans Administration Hospital at Fort Harrison.

15....to the President, the Montana Congressional Delegation, the Bureau of Indian Affairs and to the Secretary of Health, Education and Welfare requesting expansion of the aid now given by the federal government to the Navajo and Hopi Indians to all recognized tribes and nations.

SENATE JOINT

RESOLUTION No. 17....to the Montana Congressional Delegation stating that Montana, North Dakota, South Dakota, and Wyoming are now doing active planning for the development of water and related resources in order to achieve full resource potential, that additional time is needed to complete this planning and therefore until planning is completed there should be no interstate-interbasin transfer of waters from these four states.

18....requests that the Montana Water Resources Board continue to keep the legislative council informed of any plans for the allocation of water to be used to develop coal resources of the state and requests the council to compile any data necessary to keep informed on the use of water for the development of coal resources, and indicating that Montana is interested in maintaining legislative liaison with North Dakota, South Dakota, and Wyoming to promote cooperation in maintaining our pure environment.

19....to the Congress urging immediate provision of funds for the construction of a veterans administration domiciliary to be located at the Fort Harrison reservation adjacent to the existing veterans administration hospital facility.

20....to the Governor requesting creation of a commission to study the district courts as to number of judges and number of judicial districts and boundaries thereof.

22....requests the forty-first legislative assembly to designate a bi-partisan committee for the purpose of obtaining an adequate field training site for the 163rd armored cavalry regiment of the Montana National Guard.

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RESOLUTION No. 23....asks that the state entomologist take resolute steps to reduce the danger of diseases spread by mosquitos and asking that state agencies assist in this effort.

26....requests the legislative council to conduct a study of the feasibility and desirability of establishing a self-insurance fund for state owned property.

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STATE REPORTER

Box 749
Helena, Montana

KATHERINE ORCHARD

LEGISLATIVE REVIEW 1969 Extraordinary Session

CHAPTER 1.....provides for the submission to the electors of
Extraordinary Montana of an amendment to the Constitutiona
SB 1 adding a new section to provide that all exe-
cutive and administrative offices, boards,
Introduced by bureaus, commissions, agencies and instrumentalities, except the office of governor, lieutenant
Mahoney and governor, secretary of state, attorney general,
others state treasurer, state auditor, and superin-
tendant of public instruction, shall be allocated
by law among not more than 20 departments no
later than July 1, 1973; provides that subsequently
all new powers or functions shall be assigned to
provide an orderly administrative organization;
provides that temporary commissions may be estab-
lished by law and need not be allocated within
a principal department.

No effective date.

March 17.

CHAPTER 2.....appropriates \$78,200 from the general fund for
Extraordinary the biennium beginning July 1, 1969, to the
HB 8 bureau of business and economic research to per-
form a study of fiscal problems as they affect
Introduced by local government and the state; further creates
Hall and an interim committee on fiscal affairs to direct
others the bureau in the performance of this study.

No effective date.

March 17.

CHAPTER 3.....relates to school foundation program; provides
Extraordinary for changes in financial schedules for the
SB 2 maximum general fund budgets for school districts,
county high schools, and increases the basic
Introduced by county elementary and high school levies.
Cotton and

others

Amends §§ 75-1713.1, 75-4518.1, 75-3706, 75-3618,
75-4516.1.

Effective upon passage and approval. March 19.

CHAPTER 4.....relates to unemployment compensation, provides
Extraordinary for new bracketing in determination of high-
HB 17 quarter wages in the benefit schedule; increases
minimum qualifying wages and maximum weekly
benefit amount; reduces duration of number of

Legislative Review 1969
Extraordinary Session

Introduced by weeks equal to the number of weeks of dis-
East and qualification; increases employer tax rate,
others adds new individual tax rates, requires notice
to employer of benefit claim before charging
his account; deletes language no longer
applicable.

Amends §§ 87-103, 87-104, 87-106, 87-109.
Sections 1, 2 and 3 of Act (benefits) effective April 6, 1969, section 4 (contributions) effective April 1, 1969.

March 19.

CHAPTER 5.....increases electric energy producers' license
Extraordinary tax for the two taxable years commencing April
HB 10 1, 1969, from 1-1/4% to 1.438% on gross amount
of sales of electricity.

Introduced by
Harlow

Amends §§ 84-1601, 84-1602.

Effective upon passage and approval.

March 19.

CHAPTER 6.....increases the fee for motor carriers for the
Extraordinary two taxable years commencing April 1, 1969,
HB 11 from 1/2 of 1% to .575% on gross operating
revenue.

Introduced by
Christiansen

Amends § 8-127.

Repeals § 8-128 (superseded by § 84-1902).

Effective upon passage and approval.

March 19.

CHAPTER 7.....increases the telephone company license tax
Extraordinary for the two taxable years commencing April 1,
HB 12 1969, from 1-1/2% to 1.725% of the gross in-
come in excess of \$250 quarterly.

Introduced by
Hall

Amends §§ 84-2601, 84-2602.

Effective upon passage and approval.

March 19.

CHAPTER 8.....increases natural gas distributors' license
Extraordinary tax for the two taxable years commencing Janu-
HB 13 ary 1, 1969, from 1/2 a cent to .575 of a cent
for each 1,000 cubic feet.

Introduced by
Harlow and
others

Amends § 84-2102.

Effective upon passage and approval.

March 19.

CHAPTER 9.....provides that the metalliferous mines license
Extraordinary tax for the two production years 1969 and 1970
HB 14 shall be .15 of 1% of the first \$100,000 of the
gross value of the product; .575 of 1% of the
amount between \$100,000 and \$250,000; .86 of

Legislative Review 1969
Extraordinary Session

Introduced by of 1% between \$250,000 and \$400,000; 1.15%
Watt and Pat between \$400,000 and \$500,000, and 1.438%
Williams over \$500,000.

Amends § 84-2004.

Effective upon passage and approval. March 19.

CHAPTER 10.....increases the state income tax on amounts
Extraordinary over \$4,000 of taxable income, adds a 10%
HB 15 surtax; provides for monthly (rather than
 quarterly) payment by withholding agents to
Introduced by board of equalization on payments to nonresi-
Fasbender and dents.
others

Amends §§ 84-4902, 84-4903.5.

Repeals § 2, Ch. 5, Extraordinary Session Laws
of 1967.

Tax increase effective as to all taxable
years commencing Dec. 31, 1968.

Monthly payment of withholding effective
as to payment periods beginning July 1, 1969.

Act effective upon passage and approval. March 19.

CHAPTER 11.....increases the corporation license tax for the
Extraordinary two taxable years ending Feb. 28, 1969, and
HB 16 1970, to 6-1/4% of net income; increases mini-
 mum tax to \$50 from \$10 (except small business
Introduced by corporations).
Hall

Amends § 84-1501.

Effective upon passage and approval. March 19.

CHAPTER 12.....imposes a tax of 12-1/2% of the wholesale
Extraordinary price on all tobacco products other than
HB 19 cigarettes.

Introduced by No effective date.
Bardanoue
and Harlow

March 19.

.

Sections amended or repealed in Extraordinary Session 1969

§ 8-127 amended.....Ch. 6	§ 84-2601, 2602 amended Ch.7
§ 8-128 repealed.....Ch. 6	§ 84-4902, 4903.5 " Ch.10
§§ 75-1713.1, 75-3618 amended Ch. 3	§ 87-103, 104 " Ch. 4
75-3706, 75-4516.1 " Ch. 3	§ 87-106 amended.....Ch. 4
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That's all.

